



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20543

THIS IS THE END OF MUR # 1707

Date Filmed 9/11/85 Camera No. --- 2

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Routing Slips

12 Day Reports

Conclusion Information

Pre-Brief Report

Commissioner Comment Sheet

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):

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|--|---|
| <input type="checkbox"/> (1) Classified Information                                | <input type="checkbox"/> (6) Personal privacy                             |
| <input checked="" type="checkbox"/> (2) Internal rules and practices               | <input type="checkbox"/> (7) Investigatory files                          |
| <input checked="" type="checkbox"/> (3) Exempted by <del>other</del> 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 type="checkbox"/> (5) Internal Documents                                    |   |

Signed

J. Shepard

date

8-29-85



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1707  
Young Americans for Freedom, Inc. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 13, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1707:

1. Accept the agreement signed by Terrell Cannon in settlement of this matter as attached to the General Counsel's Report signed August 6, 1985.
2. Close the file.
3. Send the letters attached to the General Counsel's Report signed August 6, 1985.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively in this matter.

Attest:

8-14-85

Date

Marjorie W Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary: 8-9-85, 10:04  
Circulated on 48 hour tally basis: 8-9-85, 2:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 21, 1985

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom, Inc.

Dear Mr. Canter:

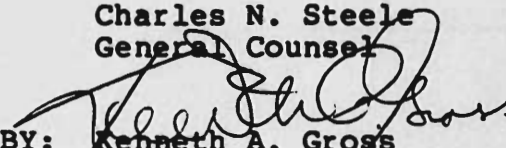
On August 13, 1985, the Commission accepted the conciliation agreement signed by your client and a civil penalty in settlement of violations of 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended.

Accordingly, the entire file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

85040545127



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom, Inc.

Dear Mr. Canter:

On August , 1985, the Commission accepted the conciliation agreement signed by your client and a civil penalty in settlement of violations of 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended.

Accordingly, the entire file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

*[Handwritten signature]*  
8/19/85

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom, Inc.

Dear Mr. Canter:

On August , 1985, the Commission accepted the conciliation agreement signed by your client and a civil penalty in settlement of violations of 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended.

Accordingly, the entire file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED AT THE FEC  
GCC 8121  
95 JUL 25 10:34

In the Matter of )  
 ) MUR 1707  
Young Americans for Freedom, Inc. )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission, pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities and by signed, sworn, and notarized complaint filed by Carol C. Piper. The Commission found reason to believe that Young Americans for Freedom, Inc. ("Respondent") violated 2 U.S.C. § 441b(a) by making an expenditure in connection with a federal election and 2 U.S.C. § 441d by failing to have a disclaimer on a solicitation letter which expressly advocated President Reagan's re-election in 1984.

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL  
15 JUL 25 10:37

NOW, THEREFORE, the Commission and Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered into pursuant to 2 U.S.C. § 437g(a)(4)(A).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

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IV. The pertinent facts of this matter are as follows:

1. Respondent, Young Americans for Freedom, Inc., is a non-profit, non-stock, membership corporation whose Articles of Incorporation are filed with the State of Delaware.

2. Between October 17, 1983, and March 26, 1984, the Respondent mailed a total of 802,566 letters to the general public.

3. The letter signed by Secretary Block solicited funds to Young Americans for Freedom to be used in connection with the 1984 election and expressly advocated President Reagan's re-election in 1984.

4. The mailing was paid for by the Respondent and total costs incurred equal \$216,625.

5. The money raised by the mailing, \$242,745, was used to cover the mailing costs; the remainder was held by the Respondent and applied to administrative costs.

6. Pursuant to 2 U.S.C. § 441b, a corporation is prohibited from making expenditures in connection with a federal election.

7. Pursuant to 2 U.S.C. § 441d, whenever any person makes an expenditure for the purposes of financing a communication which either expressly advocates the election of a clearly identified candidate or solicits any contribution, the communication shall state whether it was authorized by the candidate, an authorized committee of the candidate or its agents, and shall clearly state who paid for the communication

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and whether it was authorized by the candidate or the candidate's committee.

V. Respondent violated 2 U.S.C. § 441b(a) by making a reference in a prospect mail communication, which advocated the election of President Reagan in the 1984 election.

VI. Respondent violated 2 U.S.C. § 441d, by making reference to President Reagan in a context which could suggest that the Respondent urged his election in 1984. Therefore, inasmuch as the Commission has found that the statute was violated the respondent should have included a disclaimer on his letter as provided in 2 U.S.C. § 441d.

VII. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of ninety four hundred dollars (\$9,400), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VIII. Respondent agrees that it shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

IX. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

X. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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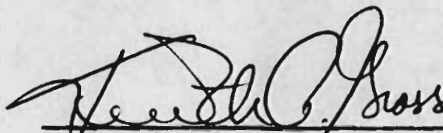
XI. Respondent shall have no more than one hundred twenty (120) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele  
General Counsel

BY:

  
\_\_\_\_\_  
Kenneth A. Gross  
Associate General Counsel

August 20, 1985  
Date

FOR THE RESPONDENT:

  
\_\_\_\_\_

July 17, 1985  
Date

85040545133



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 21, 1985

Carol C. Piper  
3934 - 14th Avenue North  
St. Petersburg, Florida 33713

RE: MUR 1707

Dear Mrs. Piper:

This is in response to the complaint you filed with the Commission on May 18, 1984, concerning a letter by Young American for Freedom, Inc.

The Commission determined there was reason to believe that Young Americans for Freedom, Inc. violated 2 U.S.C. §441b(a) and §441d and Young Americans for Freedom Political Action Committee and Lewis Doherty, as treasurer, violated 2 U.S.C. § 434(a), provisions of the Federal Election Campaign Act of 1971, as amended. An investigation was conducted in this matter and on June 12, 1985, and August 13, 1985, conciliation agreements signed by the respondents were accepted by the Commission, thereby concluding the matter. Copies of these agreements are enclosed for your information

The file number in this matter is MUR 1707. If you have any questions, please contact Judy Thedford, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

*Kenneth A. Gross*  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Carol C. Piper  
3934 - 14th Avenue North  
St. Petersburg, Florida 33713

RE: MUR 1707

Dear Mrs. Piper:

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Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements

*JA*  
8/1/85

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Carol C. Piper  
3934 - 14th Avenue North  
St. Petersburg, Florida 33713

RE: MUR 1707

Dear Mrs. Piper:

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The Commission determined there was reason to believe that Young Americans for Freedom, Inc. violated 2 U.S.C. §441b(a) and §441d and Young Americans for Freedom Political Action Committee and Lewis Doherty, as treasurer, violated 2 U.S.C. § 434(a), provisions of the Federal Election Campaign Act of 1971, as amended. An investigation was conducted in this matter and on June 12, 1985, and August , 1985, conciliation agreements signed by the respondents were accepted by the Commission, thereby concluding the matter. Copies of these agreements are enclosed for your information

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Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 21, 1985

Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division  
U.S. Department of Justice  
Washington, D.C. 20503

RE: MUR 1707

Dear Mr. McDowell:

This is in reference to the captioned matter involving Young Americans for Freedom, Inc., which your office referred to the Commission on March 2, 1984.

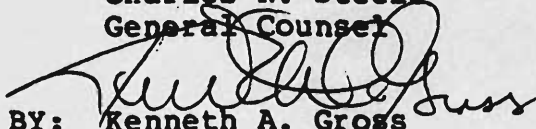
After conducting an investigation into this matter, the Commission determined that there was reason to believe that Young Americans for Freedom, Inc., violated 2 U.S.C. §441b(a) and 441d, and Young Americans for Freedom Political Action Committees, and Lewis Doherty, as treasurer, violated 2 U.S.C. § 434(a), provisions of the Federal Election Campaign Act of 1971, as amended. The Commission has now entered into conciliation agreements with the respondents in the matter. Copies of these agreements are enclosed for your information.

We appreciate your cooperation in helping the Commission meet its enforcement responsibilities under the Federal Election Campaign Act.

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-4000.

Sincerely

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements

85040545137

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Young Americans for Freedom ) MUR 1707  
Political Action Committee )  
Robert E. Dolan, Treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, ("Respondent") violated 2 U.S.C. § 434 by failing to file reports timely.

NOW, THEREFORE, the Commission and Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered into pursuant to 2 U.S.C. § 434g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Respondent, Young Americans for Freedom Political Action Committee, is a political action committee registered with the Commission.

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2. Robert E. Dolan is the treasurer of the Respondent Committee.

3. Respondent failed to timely file the 1982 Year-End Report due January 31, 1983, the 1984 April Quarterly Report due April 15, 1984, the 1984 July Quarterly Report due July 15, 1984, the 1984 October Quarterly Report due October 15, 1984. The reports were filed on January 18, 1985.

4. Pursuant to 2 U.S.C. § 434(a)(4)(A)(1), a political committee other than the authorized committee of a candidate shall file quarterly reports in an election year. The reports are due no later than the 15th day after the last day of each calendar quarter.

5. Respondent failed to file its 1983 Mid-Year and 1983 Year-End Report timely. The reports were filed on January 18, 1985.

6. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iv), a political committee other than authorized committee of a candidate shall file, in non-election years, semi-annual reports. The first report is due July 31 covering January 1 through June 30. The second report is due January 31 of the following year covering July 1 through December 31.

7. Respondent failed to file the 1984 30 Post-General Election Report due December 6, 1984 timely. The report were filed January 18, 1985.

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8. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), a political committee other than the authorized committee of a candidate shall in an election year, file a post-general election report which shall be filed no later than the 30th day after the general election.

V. Respondent violated 2 U.S.C. § 434 by failing to file the 1982 Year-End, 1983 Mid-Year, 1983 Year-End, 1984 April Quarterly, 1984 July Quarterly, 1984 October Quarterly and 1984 30 Day Post-General Election reports timely.

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of two hundred dollars (\$200), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondent agrees that it shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

X. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele  
General Counsel

BY:

*Kenneth A. Gross*  
Kenneth A. Gross  
Associate General Counsel

*June 14, 1985*  
Date

FOR THE RESPONDENT:

*Lewis Doherty*  
LEWIS DOHERTY, Treasurer

*MAY 8, 1985*  
Date

85040545141



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division  
U.S. Department of Justice  
Washington, D.C. 20503

RE: MUR 1707

Dear Mr. McDowell:

This is in reference to the captioned matter involving Young Americans for Freedom, Inc., which your office referred to the Commission on March 2, 1984.

After conducting an investigation into this matter, the Commission determined that there was reason to believe that Young Americans for Freedom, Inc., violated 2 U.S.C. §441b(a) and 441d, and Young Americans for Freedom Political Action Committees, and Lewis Doherty, as treasurer, violated 2 U.S.C. § 434(a), provisions of the Federal Election Campaign Act of 1971, as amended. The Commission has now entered into conciliation agreements with the respondents in the matter. Copies of these agreements are enclosed for your information.

We appreciate your cooperation in helping the Commission meet its enforcement responsibilities under the Federal Election Campaign Act.

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-4000.

Sincerely

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreements

*[Handwritten signature]*  
8/19/85

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**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division  
U.S. Department of Justice  
Washington, D.C. 20503**

**RE: MUR 1707**

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After conducting an investigation into this matter, the Commission determined that there was reason to believe that Young Americans for Freedom, Inc., violated 2 U.S.C. §441b(a) and 441d, and Young Americans for Freedom Political Action Committees, and Lewis Doherty, as treasurer, violated 2 U.S.C. § 434(a), provisions of the Federal Election Campaign Act of 1971, as amended. The Commission has now entered into conciliation agreements with the respondents in the matter. Copies of these agreements are enclosed for your information.

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**Sincerely**

**Charles N. Steele  
General Counsel**

**BY: Kenneth A. Gross  
Associate General Counsel**

**Enclosure  
~ Conciliation Agreements**

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Young Americans for Freedom ) MUR 1707  
Political Action Committee )  
Lewis Doherty, treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 12, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1707:

1. Accept the agreement attached to the General Counsel's Report signed June 7, 1985.
2. Close the file with respect to Young Americans for Freedom Political Action Committee and Lewis Doherty, as treasurer.
3. Send the letter attached to the General Counsel's Report signed June 7, 1985.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

6-12-85  
Date

Marjorie W Emmons  
Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary: 6-10-85, 9:29  
Circulated on 48 hour tally basis: 6-10-85, 11:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 17, 1985

MacKenzie, Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Lewis Doherty, Treasurer

Dear Mr. Canter:

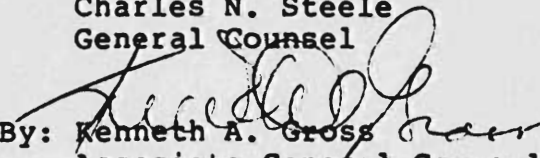
On June 12, 1985, the Commission accepted the conciliation agreement signed by your clients, Young Americans for Freedom Political Action Committee and Lewis Doherty, as treasurer, and a civil penalty in settlement of a violation of 2 U.S.C. § 434(a), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your clients, and it will become a part of the public record within thirty days after this matter has been closed with respect to the other respondent involved. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing within 10 days.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

85040545145





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MacKenzie, Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Lewis Doherty, Treasurer

Dear Mr. Canter:

On , 1985, the Commission accepted the conciliation agreement signed by your clients, Young Americans for Freedom Political Action Committee and Lewis Doherty, as treasurer, and a civil penalty in settlement of a violation of 2 U.S.C. § 434(a), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your clients, and it will become a part of the public record within thirty days after this matter has been closed with respect to the other respondent involved. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing within 10 days.

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Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

*Jo* 6/14/85

85040545146



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MacKenzie, Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Lewis Doherty, Treasurer

Dear Mr. Canter:

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Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation Agreement

85040545147

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Young Americans for Freedom ) MUR 1707  
Political Action Committee )  
Robert E. Dolan, Treasurer )

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, ("Respondent") violated 2 U.S.C. § 434 by failing to file reports timely.

NOW, THEREFORE, the Commission and Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered into pursuant to 2 U.S.C. § 434g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Respondent, Young Americans for Freedom Political Action Committee, is a political action committee registered with the Commission.

85040545148

2. Robert E. Dolan is the treasurer of the Respondent Committee.

3. Respondent failed to timely file the 1982 Year-End Report due January 31, 1983, the 1984 April Quarterly Report due April 15, 1984, the 1984 July Quarterly Report due July 15, 1984, the 1984 October Quarterly Report due October 15, 1984. The reports were filed on January 18, 1985.

4. Pursuant to 2 U.S.C. § 434(a)(4)(A)(1), a political committee other than the authorized committee of a candidate shall file quarterly reports in an election year. The reports are due no later than the 15th day after the last day of each calendar quarter.

5. Respondent failed to file its 1983 Mid-Year and 1983 Year-End Report timely. The reports were filed on January 18, 1985.

6. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iv), a political committee other than authorized committee of a candidate shall file, in non-election years, semi-annual reports. The first report is due July 31 covering January 1 through June 30. The second report is due January 31 of the following year covering July 1 through December 31.

7. Respondent failed to file the 1984 30 Post-General Election Report due December 6, 1984 timely. The report were filed January 18, 1985.

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8. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), a political committee other than the authorized committee of a candidate shall in an election year, file a post-general election report which shall be filed no later than the 30th day after the general election.

V. Respondent violated 2 U.S.C. § 434 by failing to file the 1982 Year-End, 1983 Mid-Year, 1983 Year-End, 1984 April Quarterly, 1984 July Quarterly, 1984 October Quarterly and 1984 30 Day Post-General Election reports timely.

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of two hundred dollars (\$200), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondent agrees that it shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

X. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele  
General Counsel

BY: *Kenneth A. Gross*  
Kenneth A. Gross  
Associate General Counsel

*June 17, 1985*  
Date

FOR THE RESPONDENT:

*Lewis Doherty*  
LEWIS DOHERTY, Treasurer

*MAY 8, 1985*  
Date

85040545151

6007419  
 RECEIVED  
 OFFICE OF THE  
 GENERAL COUNSEL  
 MAY 9 1968 P12:10

85040545152



YOUNG AMERICANS FOR FREEDOM  
 Box 1002  
 Sterling, Virginia 22170

DATE	INVOICE	AMOUNT

88-191 / 560

1597

PAY TWO-HUNDRED AND <sup>NO/100</sup> DOLLARS

DATE	TO THE ORDER OF	CHECK NO.	GROSS AMOUNT		DISCOUNT	CHECK AMOUNT
			OTHER DISBURSEMENTS	ACCOUNTS PAYABLE		
	TREASURER OF THE U.S.					\$ 200.00

CIVIL PENALTY  
MUR 1707

The McLean Bank  
 McLean, Virginia

*[Signature]*  
 Authorized Signature

⑈001597⑈ ⑆056001914⑆ 15032113⑈12

(5)



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 31, 1985

Carol C. Piper  
3934 Fourteenth Avenue North  
St. Petersburg, Florida 33713

Dear Ms. Piper:

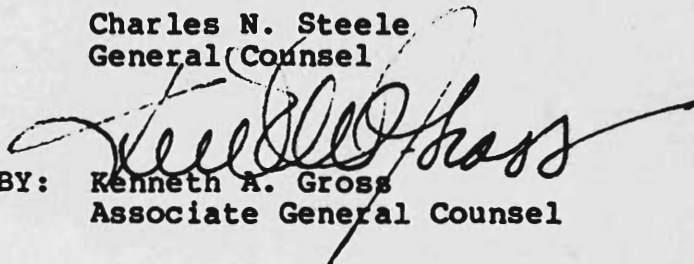
This is in response to your letter of May 25, 1985, in which you request information pertaining to the complaint you filed with the Commission.

The Federal Election Campaign Act prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. (See 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A)). Because there has been no written agreement that the matter be made public, we are not in a position to release any information at this time.

As you were informed by our letters of May 29 and October 23, 1984, we will notify you as soon as the Commission determines what final action should be taken.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

85040545153





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Carol C. Piper  
3934 Fourteenth Avenue North  
St. Petersburg, Florida 33713

Dear Ms. Piper:

This is in response to your letter of May 25, 1985, in which you request information pertaining to the complaint you filed with the Commission.

The Federal Election Campaign Act prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. (See 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A)). Because there has been no written agreement that the matter be made public, we are not in a position to release any information at this time.

As you were informed by our letters of May 29 and October 23, 1984, we will notify you as soon as the Commission determines what final action should be taken.

Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

85040545154



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Carol C. Piper  
3934 Fourteenth Avenue North  
St. Petersburg, Florida 33713

Dear Ms. Piper:

This is in response to your letter of May 25, 1985, in which you request information pertaining to the complaint you filed with the Commission.

The Federal Election Campaign Act prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. (See 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A)). Because there has been no written agreement that the matter be made public, we are not in a position to release any information at this time.

As you were informed by our letters of May 29 and October 23, 1984, we will notify you as soon as the Commission determines what final action should be taken.

Sincerely,

Charles N. Steele  
General Counsel

BY: Kenneth A. Gross  
Associate General Counsel

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RE  
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3934-14th Avenue North  
St. Petersburg, Florida 33713  
May 25, 1985

Mr. Kenneth A. Gross, Associate General Counsel  
Federal Election Commission  
1325 K Street N. W.  
Washington, D. C. 20463

Re: Complaint against John R. Block and Young Americans for Freedom

Dear Mr. Gross:

Although you acknowledged receipt of my complaint on May 18, 1984,  
and told me that I would be notified as soon as the Commission had taken  
final action on my complaint, I have received no report as yet.

Does this mean that the matter is still under investigation or that  
it has been dropped?

Sincerely,

*Carol C. Piper*

Carol C. Piper  
(Mrs. John H. Piper)

85040545156

3754 14th Avenue North  
St. Petersburg, Florida 33713



Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
1325 K Street N. W.  
Washington, D. C. 20463

85 MAY 28 10:04

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RECEIVED AT THE FEC



**YAF'S SILVER ANNIVERSAR** 85 FEB 25  
*Celebrating A Quarter-Century of  
Conservative Youth Activism  
September 10, 1985*



February 22, 1985

**CHAIRMAN**  
Robert E. Dolan

**VICE CHAIRMAN**  
Randy Goodwin

**TREASURER**  
Terrell Cannon

**SECRETARY**  
Doug Bourdon

**DIRECTORS**  
Alan Ashkinaze  
Samuel Basso  
George Blackman  
Douglas R. Boyd  
Michelle Easton  
Pat Geary  
Jonathan Gibson  
Robert P. Hahn  
Carolyn Malon  
John C. Marty IV  
Richard Mathias  
Jeff Michaels  
Deroy Murdock  
Dave Nolan  
Charles H. Ohlen  
Sergio R. Picchio  
Terry Quist  
Rob Schuler  
Mike Waller  
Jay Young

**DIRECTOR OF OPERATIONS**  
Richard C. Hahn

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K. St. N.W.  
Washington, D.C. 20463

Dear Ms. Thedford:

I am in receipt of your recent letter concerning YAF-PAC (MUR 1707). I wish to request that a pre-probable cause conciliation agreement be entered into between YAF-PAC and the FEC.

Sincerely,

Robert E. Dolan  
YAF National Chairman

cc: MacKenzie Canter

**PAST CHAIRMEN**  
Robert M. Schuchman  
1960-1962

Robert Bauman  
1962-1966

Thomas C. Huston  
1965-1966

J. Allan MacKay  
1966-1968

David Keene  
1969-1971

Ronald F. Dockesal  
1971-1975

Jeff D. Kane  
1975-1977

John S. Buckley  
1977-1978

D. Richard Cobb  
1978

James V. Lacy  
1978-1983

**PAST EXECUTIVE DIRECTORS**  
Douglas Caddy  
1960-1962

Richard Viguerie  
1962-1963

David Jones  
1963-1969

Randall C. Teague  
1969-1971

Wayne Thorburn  
1971-1973

Frank Donatelli  
1973-1977

Ron Robinson  
1977-1979

Robert Heckman  
1979-1981

Samuel Pimm  
1981-1983

**YOUNG AMERICANS FOR FREEDOM NATIONAL ADVISORY BOARD (partial listing)**

President Ronald W. Reagan  
Sen. William Armstrong  
Rep. Philip Crane  
Sen. Alfonse D'Amato  
Sen. Jeremiah Denton  
Rep. Robert Dornan  
Sen. John P. East  
Rep. Newt Gingrich  
Sen. Barry Goldwater  
Sen. Orrin Hatch  
Sen. Paula Hawkins  
Sen. Jesse Helms

Rep. Jack Kemp  
Sen. Paul Laxalt  
Rep. Trent Lott  
Sen. Strom Thurmond  
Prof. Anthony Bouscaren  
Dr. David Brudnoy  
Mr. William F. Buckley, Jr.  
Mr. Jameson Campaigne  
Mrs. Anna Chennault  
Mr. Joseph Coors  
Dr. Donald Devine  
Mr. Lee Edwards

Mr. M. Stanton Evans  
Gen. Daniel Graham  
Prof. Russell Kirk  
Mr. Serph Maltese  
Amb. J. William Middendorf, II  
Mr. Thomas Phillips  
Prof. Charles Rice  
Mr. William Rusher  
Mr. Allan Ryskind  
Prof. Walter Williams  
Mr. Thomas Winter  
Mr. Efrem Zimbalist, Jr.

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**YAF'S SILVER ANNIVERSARY**  
*Celebrating A Quarter-Century of  
Conservative Youth Activism  
September 10, 1985*



Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K. St. N.W.  
Washington, D.C. 20463

850405

55 FEB 25 A 9:12

AMERICANS FOR FREEDOM

BOX 1002 WOODLAND ROAD

STERLING, VIRGINIA 22170

**SENSITIVE**

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

85 FEB 14 P 2:36

February 14, 1985

MEMORANDUM TO: The Commission

FROM:

Charles N. Steele  
General Counsel *CNS*

SUBJECT:

MUR 1707

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying each respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed February 14, 1985. Following receipt of the respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondent

85040545160



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
FROM: Office of General Counsel *Cit*  
DATE: February 14, 1985  
SUBJECT: MUR 1707 - Memorandum and GC's Brief

The attached is submitted as an Agenda document  
for the Commission Meeting of \_\_\_\_\_

Open Session \_\_\_\_\_

Closed Session \_\_\_\_\_

CIRCULATIONS

DISTRIBUTION

48 Hour Tally Vote [ ]  
Sensitive [ ]  
Non-Sensitive [ ]

Compliance [X]  
Audit Matters [ ]

24 Hour No Objection [ ]  
Sensitive [ ]  
Non-Sensitive [ ]

Litigation [ ]  
Closed MUR Letters [ ]

Information [X]  
Sensitive [X]  
Non-Sensitive [ ]

Status Sheets [ ]  
Advisory Opinions [ ]

Other [ ]

Other (see distribution below) [ ]

85040545161



**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 )  
Young Americans for Freedom ) MUR 1707  
Political Action Committee )  
Robert E. Dolan, Treasurer )

**GENERAL COUNSEL'S BRIEF**

**I. STATEMENT OF THE CASE:**

Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, ("YAF-PAC") have failed to file reports of financial disclosure required by 2 U.S.C. § 434. On May 21, 1984, the Commission found reason to believe that YAF-PAC violated 2 U.S.C. § 434 and notified the respondent accordingly.

**II. LEGAL AND FACTUAL ANALYSIS:**

Pursuant to 2 U.S.C. § 434(a)(4), a political committee other than the authorized committee of a candidate is required to file in an election year four quarterly reports due April 15, July 15, October 15 and January 31 of the following year; a pre-election report due the 12th day before any election in which the committee makes contributions or expenditures on behalf of a candidate in such election; and a 30 day post-general election report due 30 days after the general election. In a non-election year, reports are due semi-annually, July 31 and January 31 of the following year.

YAF-PAC has failed to file reports since the 1982 Post-General Election Report. The following reports remain outstanding:

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REPORT	DUE DATE	COVERAGE DATES
1982 Year-End	1/31/83	11/27/82-12/31/82
1983 Mid-Year	7/31/83	1/1/83-6/30/83
1983 Year-End	1/31/84	7/1/83-12/31/83
1984 April Quarterly	4/15/84	1/1/84-3/31/84
1984 July Quarterly	7/15/84	4/1/84-6/30/84
1984 October Quarterly	10/15/84	7/1/84-9/30/84
1984 30 Day Post General Election	12/6/84	10/1/84-11/26/84


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Counsel has indicated that YAF has had difficulty in obtaining bank records from two banks, First Virginia Bank and First American Bank, at which YAF-PAC had accounts. Counsel stated that these records were needed so that YAF could fill out its reports of receipts and expenditures. According to Counsel, the Vice-President of the First Virginia Bank refused to release any records until the signature of the person who has signature authority over the account was presented. YAF-PAC was unsure of the identity of this person and had to locate the individual. Bank records were also requested from First American Bank. A July 31 phone call from YAF-PAC stated that records were being copied at YAF-PAC's expense and hopefully the reports would be complied shortly.

In response to a request for pre-probable cause conciliation, the Commission on November 14, 1984, voted to decline to enter into pre-probable conciliation with YAF-PAC until the outstanding reports were filed. A letter dated November 29, 1984, requested the reports. As of this writing, YAF-PAC has failed to file the outstanding reports in violation of 2 U.S.C. § 434.

**III. GENERAL COUNSEL'S RECOMMENDATION:**

The Office of General Counsel recommends finding probable cause to believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

14 February 1965  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel

85040545164



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 14, 1985

MacKenzie Carter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

Re: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

Dear Mr. Canter:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on May 21, 1984, found reason to believe your client, Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, had violated 2 U.S.C. § 434, and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of your brief should also be forwarded to the Office of General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief. The Commission will not grant an extension beyond 20 days.

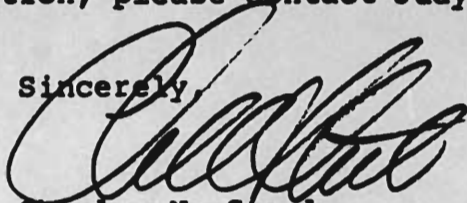
85040545165

MacKenzie Canter, III, Esquire  
Page 2

A finding a probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety days to settle this matter through a conciliation agreement.

Should you have any question, please contact Judy Thedford at (202) 523-4000.

Sincerely,



Charles N. Steele  
General Counsel

Enclosure  
Brief

85040545166



85 JAN 28



Box 1002, Woodland Road, Sterling, Virginia 22170 (703) 450-5162

MUR 1707  
Thedford

35 JAN 28 AM 11:20

GENERAL COUNCIL

Mr. Charles N. Steele  
Office of General Council  
Federal Election Commission  
1325 K Street, Northwest  
Washington, D.C. 20463

RE: MUR 1707

Dear Mr. Steele:

Based on information and belief the answers to the attached interrogatories pursuant to your letter dated November 29, 1984 are true.

Terrell Cannon, Treasurer  
Young Americans for Freedom

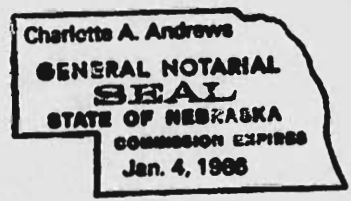
State: Nebraska

County: Lincoln

Subscribed and sworn before me this 25 day of January 1985.

Notary Public

My commission expires: Jan. 4, 1986



85040545167



Box 1002, Woodland Road, Sterling, Virginia 22170 (703) 450-5162

January 4, 1985

Mr. Charles N. Steele  
Office of General Council  
Federal Election Commission  
1325 K Street, Northwest  
Washington, D.C. 20463

RE: MUR 1707

Dear Mr. Steele:

This letter is in response to your letter dated November 29, 1984 regarding the five (5) questions relating to the "Block Letters" mailed by YAF.

In light of the voluminous quantity of information requested by your office, every attempt has been made to provide forthright and accurate answers to each question. In fact, several answers concerning mail dates, quantities mailed and costs are incorporated into one computer printout (attached) which was generated especially for this purpose.

Given the enormous amount of information requested along with the time required to research back records, some information such as cancelled checks and bills could not be acquired during this holiday season to meet your extended deadline of January 4, 1985.

If after reviewing the information provided herein, you still require the cancelled checks and bills requested in question #5 every effort will be made to comply with your request given a reasonable period of time.

Further, your denial of an additional extension of time requires that the answers to your questions be submitted on this day Friday, January 4, 1985, making it impossible for Terrell Cannon, YAF's Treasurer, to submit these answers under oath at this particular time. However, a copy of this material is being forwarded to him in Nebraska for immediate submittal to you under oath.

**NATIONAL CHAIRMAN**

ROBERT DOLAN  
Washington, D.C.

**VICE-CHAIRMAN**

FLOYD BROWN  
Herndon, VA.

**TREASURER**

TERRELL CANNON  
Lincoln, NE.

**SECRETARY**

DOUG BOURDON  
Nashua, N.H.

**NATIONAL DIRECTORS**

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New Milford, N.J.

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Livingston, N.J.

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Alexandria, VA.

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ROB SHULER  
Cincinnati, OH.

PETER SCHWEIZER  
Kent, WA.

MIKE WALLER  
Washington, D.C.

JAY YOUNG  
Sidney, N.Y.

85040545163

Mr. Charles N. Steele  
Page Two

As YAF National Chairman, I hereby submit the answers to your questions per your letter dated November 29, 1984.

We look forward to assisting you in every way possible.

Sincerely,

Robert E. Dolan  
National Chairman

enclosures

Attachment #001 - Copy of Computer Printout  
Attachment A - PO #08567  
Attachment B - PO #08800  
Attachment C - PO #08782  
Attachment D - PO #08784  
Attachment E - PO #08787  
Attachment F - PO #08820  
Attachment G - PO #08994  
Attachment H - PO #09060  
Attachment I - PO #09068  
Attachment J - PO #09168  
Attachment K - PO #09503  
Attachment L - PO #09793  
Attachment M - PO #09854  
Attachment N - PO #09855  
Attachment O - PO #10138

cc: MacKenzie Canter  
Terrell Cannon

85040545167

Young Americans for Freedom  
Answers to Questions and Request for Documents

1. On what date or dates did Young Americans for Freedom contract to have the letters printed? For each contract indicate the number of letters ordered and printed.

According to the copy of the direct mail agency generated computer printout provided herein 1,295,711 Block letters were mailed between 7/13/83 and 3/27/84. This updated information should also serve to amend the answers to question #8 in previous interrogatories submitted and dated August 2, 1984. To help answer present question #1 you will find the copies of the purchase orders involved. Such purchase orders contain the number of letters ordered and should be considered in lieu of your request for contracts.

2. Provide the exact dates in which the letters were mailed and indicate how many letters were mailed on each date.

See attached copy of computer printout.

3. What was the cost of each mailing of the letter? Identify the costs by mailing date. If the printing costs and mailings costs were separate, please indicate the amount of each.

The aggregate phase cost as well as that of each mailing is indicated on the enclosed computer printout. The printing costs and mailing costs were not separated for purposes of this information.

4. What was the date on which payments were made for each mailing?

Rather than payments being made for each mailing, it is believed that payments were made for various quantities of various items as designated in the purchase orders. See copies of purchase orders provided.

5. Provide all documentation in your possession including contracts, cancelled checks, bills, or other supporting documents relating to the printing and mailing of the letters and payment for the letters.

As indicated in the attached coverletter, cancelled checks and bills could not be acquired during the holiday season so as to meet your deadline of January 4, 1985. To do so would require a great deal of time and effort sorting through hundreds of cancelled checks and bills covering the extensive period related to this matter. Once again, if after reviewing the answers to the specific questions and the information provided herein you still require this information every effort will be made to comply with your request in a reasonable period of time.

85040545170



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 MUGSHOT MS 25438 0 0 .00 0 .00 .00 18323 .72 .00

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 PUGSHOT MS 21543 0 0 .00 0 .00 .00 4608 .21 .00

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 PM05 83/07/13 83/11/04 4993 0 0 .00 0 .00 .00 1051 .21 .00 PM 1 A  
 PM06 83/07/18 83/11/17 5013 0 0 .00 0 .00 .00 1055 .21 .00 PM 1 A  
 PM07 83/07/25 83/11/14 4997 0 0 .00 0 .00 .00 1508 .30 .00 PM 1 A  
 PM08 83/07/26 83/11/22 4985 0 0 .00 0 .00 .00 1506 .30 .00 PM 1 A  
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 PRES MGSMT 48803 0 0 .00 0 .00 .00 12217 .25 .00

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 PM12 83/09/19 84/01/12 1876 0 0 .00 0 .00 .00 472 .25 .00 PA 2 A  
 PM13 83/09/20 84/01/12 4792 0 0 .00 0 .00 .00 1252 .20 .00 PM 2 A  
 PM14 83/09/20 84/01/05 4994 0 0 .00 0 .00 .00 1238 .25 .00 PM 2 A  
 PM15 83/09/20 84/01/16 4801 0 0 .00 0 .00 .00 879 .18 .00 PM 2 A  
 PM16 83/09/20 83/12/27 2013 0 0 .00 0 .00 .00 498 .25 .00 PM 2 A  
 PM17 83/09/20 83/12/30 4078 0 0 .00 0 .00 .00 793 .18 .00 PA 2 A  
 PM18 83/09/27 84/01/27 29041 0 0 .00 0 .00 .00 5368 .18 .00 PM 2 A  
 PM30 83/09/20 84/01/10 2999 0 0 .00 0 .00 .00 510 .17 .00 PM 2 A  
 PM37 83/09/20 84/01/09 2255 0 0 .00 0 .00 .00 539 .24 .00 PM 2 A  
 PM38 83/09/19 84/01/03 1718 0 0 .00 0 .00 .00 452 .26 .00 PM 2 A  
 PM39 83/10/07 83/11/28 2230 0 0 .00 0 .00 .00 550 .25 .00 PM 2 A  
 PM40 83/09/22 84/01/05 2121 0 0 .00 0 .00 .00 023 .23 .00 PM 2 A  
 PM41 83/09/22 83/12/12 2151 0 0 .00 0 .00 .00 644 .23 .00 PM 2 A  
 PM42 83/09/22 83/12/27 2160 0 0 .00 0 .00 .00 052 .23 .00 PM 2 A  
 PM43 83/09/22 83/12/05 1805 0 0 .00 0 .00 .00 446 .25 .00 PM 2 A  
 PM44 83/09/23 83/12/21 2029 0 0 .00 0 .00 .00 617 .23 .00 PM 2 A  
 PM45 83/09/22 83/12/30 2993 0 0 .00 0 .00 .00 447 .17 .00 PM 2 A  
 PM46 83/10/07 83/11/25 1407 0 0 .00 0 .00 .00 300 .21 .00 PM 2 A  
 PM47 83/10/13 83/12/22 2908 0 0 .00 0 .00 .00 801 .28 .00 PM 2 A  
 PM48 83/10/07 84/01/05 3891 0 0 .00 0 .00 .00 915 .24 .00 PM 2 A  
 PM49 83/09/28 84/01/20 0091 0 0 .00 0 .00 .00 1223 .18 .00 PM 2 A



P450	83/09/28	84/01/03	3536	0	0	.00	0	.00	.00	.00	.00	.00	645	.18	.00	PM 2	A
P451	83/09/28	84/01/24	2810	0	0	.00	0	.00	.00	.00	.00	.00	513	.18	.00	PM 2	A
P452	83/09/28	84/01/13	5797	0	0	.00	0	.00	.00	.00	.00	.00	1979	.27	.00	PM 2	A
P453	83/09/28	83/11/28	1793	0	0	.00	0	.00	.00	.00	.00	.00	392	.22	.00	PM 2	A
P454	83/09/29	84/01/04	4926	0	0	.00	0	.00	.00	.00	.00	.00	850	.17	.00	PM 2	A
P455	83/09/30	84/01/06	1406	0	0	.00	0	.00	.00	.00	.00	.00	328	.23	.00	PM 2	A
P466	83/09/22	84/01/03	4974	0	0	.00	0	.00	.00	.00	.00	.00	909	.18	.00	PM 2	A

FRS RGSHT

119091

0

0

.00

0

.00

.00

24950

.21

.00

P419	83/10/03	84/01/23	3976	0	0	.00	0	.00	.00	.00	.00	.00	1080	.27	.00	PM 3	A
P420	83/10/03	84/01/16	2947	0	0	.00	0	.00	.00	.00	.00	.00	468	.16	.00	PM 3	A
P421	83/10/03	84/01/06	5289	0	0	.00	0	.00	.00	.00	.00	.00	923	.16	.00	PM 3	A
P422	83/10/03	84/01/03	4346	0	0	.00	0	.00	.00	.00	.00	.00	1108	.26	.00	PM 3	A
P423	83/10/03	84/01/03	2258	0	0	.00	0	.00	.00	.00	.00	.00	581	.26	.00	PM 3	A
P424	83/10/03	84/01/25	3440	0	0	.00	0	.00	.00	.00	.00	.00	546	.16	.00	PM 3	A
P425	83/10/03	84/01/16	3383	0	0	.00	0	.00	.00	.00	.00	.00	970	.29	.00	PM 3	A
P426	83/10/03	84/01/25	7048	0	0	.00	0	.00	.00	.00	.00	.00	2695	.58	.00	PM 3	A
P427	83/10/05	84/01/09	2999	0	0	.00	0	.00	.00	.00	.00	.00	838	.28	.00	PM 3	A
P428	83/10/05	84/01/26	5900	0	0	.00	0	.00	.00	.00	.00	.00	972	.16	.00	PM 3	A
P429	83/10/05	84/01/26	1726	0	0	.00	0	.00	.00	.00	.00	.00	298	.17	.00	PM 3	A
P430	83/10/06	84/01/15	2330	0	0	.00	0	.00	.00	.00	.00	.00	386	.17	.00	PM 3	A
P431	83/10/11	84/01/25	8193	0	0	.00	0	.00	.00	.00	.00	.00	4183	.51	.00	PM 3	A
P432	83/10/11	83/12/27	1985	0	0	.00	0	.00	.00	.00	.00	.00	778	.39	.00	PM 3	A
P433	83/10/11	84/01/23	1050	0	0	.00	0	.00	.00	.00	.00	.00	1566	.15	.00	PM 3	A
P434	83/10/07	84/01/26	41058	0	0	.00	0	.00	.00	.00	.00	.00	11867	.29	.00	PM 3	A
P435	83/10/04	84/01/19	4250	0	0	.00	0	.00	.00	.00	.00	.00	816	.19	.00	PM 3	A
P436	83/10/04	84/01/24	5616	0	0	.00	0	.00	.00	.00	.00	.00	558	.15	.00	PM 3	A
P437	83/10/04	83/12/29	1697	0	0	.00	0	.00	.00	.00	.00	.00	418	.25	.00	PM 3	A
P438	83/10/04	83/12/21	5551	0	0	.00	0	.00	.00	.00	.00	.00	804	.23	.00	PM 3	A
P439	83/10/05	84/01/19	22374	0	0	.00	0	.00	.00	.00	.00	.00	4620	.21	.00	PM 3	A
P440	83/10/07	84/01/09	5457	0	0	.00	0	.00	.00	.00	.00	.00	1272	.23	.00	PM 3	A
P441	83/10/11	83/12/28	7918	0	0	.00	0	.00	.00	.00	.00	.00	1946	.25	.00	PM 3	A
P442	83/10/11	84/01/25	5819	0	0	.00	0	.00	.00	.00	.00	.00	902	.24	.00	PM 3	A
P443	83/10/04	84/01/25	4887	0	0	.00	0	.00	.00	.00	.00	.00	1209	.25	.00	PM 3	A
P444	83/10/04	84/01/16	4988	0	0	.00	0	.00	.00	.00	.00	.00	1033	.21	.00	PM 3	A
P445	83/10/04	83/12/05	5449	0	0	.00	0	.00	.00	.00	.00	.00	1094	.20	.00	PM 3	A
P446	83/10/07	84/01/25	9918	0	0	.00	0	.00	.00	.00	.00	.00	2385	.24	.00	PM 3	A
P447	83/10/11	84/01/27	9907	0	0	.00	0	.00	.00	.00	.00	.00	2392	.24	.00	PM 3	A
P448	83/10/11	83/12/14	5018	0	0	.00	0	.00	.00	.00	.00	.00	1318	.23	.00	PM 3	A
P449	83/10/11	84/01/20	7554	0	0	.00	0	.00	.00	.00	.00	.00	1756	.23	.00	PM 3	A
P450	83/10/12	84/01/06	9817	0	0	.00	0	.00	.00	.00	.00	.00	2080	.21	.00	PM 3	A
P451	83/10/11	84/01/09	3448	0	0	.00	0	.00	.00	.00	.00	.00	496	.14	.00	PM 3	A
P452	83/10/12	84/01/25	7532	0	0	.00	0	.00	.00	.00	.00	.00	1744	.23	.00	PM 3	A
P453	83/10/11	84/01/25	4819	0	0	.00	0	.00	.00	.00	.00	.00	1076	.22	.00	PM 3	A
P454	83/10/18	84/01/26	5812	0	0	.00	0	.00	.00	.00	.00	.00	935	.24	.00	PM 3	A
P464	83/10/12	84/01/26	9799	0	0	.00	0	.00	.00	.00	.00	.00	2221	.23	.00	PM 3	A

PM85	03/10/12	04/01/27	14789	0	0	0.00	0.00	0.00	0.00	0.00	0.00	2282	.15	.00	PM 3	A
PM86	03/10/12	04/01/09	4928	0	0	.00	.00	.00	.00	.00	.00	759	.15	.00	PM 3	A
PM87	03/10/12	04/01/13	4900	0	0	.00	.00	.00	.00	.00	.00	707	.14	.00	PM 3	A
PM88	03/10/07	04/01/25	10263	0	0	.00	.00	.00	.00	.00	.00	1583	.15	.00	PM 3	A

PRS 46SHT

280158

0 0 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 65285 .23 .00

PM65	03/11/04	04/02/13	20157	0	0	.00	.00	.00	.00	.00	.00	3721	.18	.00	PM 4	A
PM75	03/10/20	04/03/12	9928	0	0	.00	.00	.00	.00	.00	.00	1814	.18	.00	PM 4	A
PM89	03/12/01	04/02/27	2000	0	0	.00	.00	.00	.00	.00	.00	713	.27	.00	PM 4	A
PM90	04/01/18	04/03/12	9842	0	0	.00	.00	.00	.00	.00	.00	1799	.18	.00	PM 4	A
PM91	03/12/01	04/03/12	4427	0	0	.00	.00	.00	.00	.00	.00	1102	.25	.00	PM 4	A
PM92	03/12/05	04/03/12	2992	0	0	.00	.00	.00	.00	.00	.00	776	.26	.00	PM 4	A
PM93	03/12/07	04/03/09	9983	0	0	.00	.00	.00	.00	.00	.00	1825	.18	.00	PM 4	A
PM94	03/12/07	04/03/07	4996	0	0	.00	.00	.00	.00	.00	.00	912	.18	.00	PM 4	A
PM95	03/12/07	04/03/07	9994	0	0	.00	.00	.00	.00	.00	.00	1826	.18	.00	PM 4	A

PRS 46SHT

74919

0 0 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 14492 .19 .00

222971

0 0 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 116946 .22 .00

RF01	03/12/14	04/04/09	803	0	0	.00	.00	.00	.00	.00	.00	222	.28	.00	KF 4	A
RF02	03/12/15	04/03/20	1102	0	0	.00	.00	.00	.00	.00	.00	287	.25	.00	KF 4	A
RF03	03/12/15	04/02/02	1119	0	0	.00	.00	.00	.00	.00	.00	500	.27	.00	KF 4	A
RF04	03/12/19	04/03/27	721	0	0	.00	.00	.00	.00	.00	.00	201	.28	.00	KF 4	A
RF05	03/12/19	04/01/13	354	0	0	.00	.00	.00	.00	.00	.00	93	.26	.00	KF 4	A
RF06	03/12/20	04/04/06	789	0	0	.00	.00	.00	.00	.00	.00	184	.23	.00	KF 4	A
RF07	03/12/21	04/03/19	2997	0	0	.00	.00	.00	.00	.00	.00	791	.26	.00	KF 4	A
RF08	03/12/21	04/02/19	850	0	0	.00	.00	.00	.00	.00	.00	219	.20	.00	KF 4	A
RF09	04/01/18	04/03/22	1040	0	0	.00	.00	.00	.00	.00	.00	280	.27	.00	KF 4	A
RF10	03/12/23	04/03/27	5845	0	0	.00	.00	.00	.00	.00	.00	977	.25	.00	KF 4	A
RF11	03/12/23	04/04/04	4998	0	0	.00	.00	.00	.00	.00	.00	1270	.25	.00	KF 4	A
RF12	03/12/27	04/04/06	4998	0	0	.00	.00	.00	.00	.00	.00	1244	.25	.00	KF 4	A
RF13	04/01/19	04/04/05	2999	0	0	.00	.00	.00	.00	.00	.00	1126	.38	.00	KF 4	A

PRS 46SHT

20055

0 0 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 7200 .27 .00

RF14	04/03/15	04/08/10	14425	0	0	.00	.00	.00	.00	.00	.00	6197	.43	.00	KF 5	1
RF15	04/03/21	04/10/18	9010	0	0	.00	.00	.00	.00	.00	.00	1857	.19	.00	KF 5	1
RF16	04/03/15	04/09/21	15709	0	0	.00	.00	.00	.00	.00	.00	6932	.44	.00	KF 5	1
RF17	04/03/19	04/11/05	38129	0	0	.00	.00	.00	.00	.00	.00	7149	.19	.00	KF 5	1
RF18	04/03/19	04/10/20	12453	0	0	.00	.00	.00	.00	.00	.00	3525	.32	.00	KF 5	1
RF19	04/03/22	04/11/12	32242	0	0	.00	.00	.00	.00	.00	.00	6081	.19	.00	KF 5	1
RF20	04/03/13	04/05/03	5765	0	0	.00	.00	.00	.00	.00	.00	1843	.32	.00	KF 5	1
RF21	04/03/13	04/06/18	2911	0	0	.00	.00	.00	.00	.00	.00	962	.33	.00	KF 5	1

RF22	04/03/14	04/10/30	.2914	0	.00	0	.00	.00	1092	.37	.00	RF 5 1
RF23	04/03/14	04/09/04	2933	0	.00	0	.00	.00	687	.23	.00	KF 5 1
RF24	04/03/14	04/04/26	2973	0	.00	0	.00	.00	1002	.34	.00	RF 5 1
RF25	04/03/15	04/05/21	2982	0	.00	0	.00	.00	1004	.34	.00	RF 5 1
RF26	04/03/14	04/05/18	2988	0	.00	0	.00	.00	1155	.39	.00	KF 5 1
RF27	04/03/15	04/08/29	2985	0	.00	0	.00	.00	824	.28	.00	RF 5 1
RF28	04/03/15	04/12/07	13204	0	.00	0	.00	.00	2448	.19	.00	RF 5 1
RF29	04/03/13	04/10/23	5898	0	.00	0	.00	.00	1088	.18	.00	KF 5 1
RF30	04/03/15	04/11/01	10029	0	.00	0	.00	.00	4613	.46	.00	KF 5 1
RF31	04/03/16	04/10/15	11421	0	.00	0	.00	.00	3890	.34	.00	KF 5 1
RF32	04/03/19	04/08/27	2922	0	.00	0	.00	.00	933	.32	.00	RF 5 1
RF33	04/03/19	04/06/25	2204	0	.00	0	.00	.00	727	.33	.00	KF 5 1
RF34	04/03/19	04/11/30	12823	0	.00	0	.00	.00	2365	.18	.00	KF 5 1
RF35	04/03/19	04/10/22	15427	0	.00	0	.00	.00	3092	.24	.00	RF 5 1
KF36	04/03/20	04/10/18	17275	0	.00	0	.00	.00	4974	.29	.00	KF 5 1
RF37	04/03/19	04/11/01	12603	0	.00	0	.00	.00	4218	.33	.00	RF 5 1
RF38	04/03/19	04/11/08	9987	0	.00	0	.00	.00	3454	.35	.00	KF 5 1
RF39	04/03/19	04/10/08	10500	0	.00	0	.00	.00	3737	.36	.00	KF 5 1
KF40	04/03/19	04/10/16	13006	0	.00	0	.00	.00	2402	.18	.00	KF 5 1
RF41	04/03/20	04/11/13	18969	0	.00	0	.00	.00	4814	.25	.00	RF 5 1
RF42	04/03/21	04/09/07	14078	0	.00	0	.00	.00	2455	.17	.00	KF 5 1
RF43	04/03/22	04/08/13	2997	0	.00	0	.00	.00	1066	.36	.00	KF 5 1
RF44	04/03/21	04/12/03	16826	0	.00	0	.00	.00	4528	.27	.00	KF 5 1
RF45	04/03/22	04/11/20	33261	0	.00	0	.00	.00	6149	.18	.00	KF 5 1
RF46	04/03/22	04/05/11	1474	0	.00	0	.00	.00	455	.31	.00	KF 5 1
RF47	04/03/27	04/10/01	2944	0	.00	0	.00	.00	769	.46	.00	RF 5 1
RF48	04/03/22	04/07/23	3000	0	.00	0	.00	.00	553	.18	.00	KF 5 1
RF49	04/03/21	04/08/17	5086	0	.00	0	.00	.00	1166	.23	.00	RF 5 1
RF50	04/03/21	04/07/05	4999	0	.00	0	.00	.00	1196	.24	.00	RF 5 1
RF51	04/03/26	04/09/26	33846	0	.00	0	.00	.00	6243	.18	.00	KF 5 1
RF52	04/03/26	04/09/24	52026	0	.00	0	.00	.00	14174	.27	.00	KF 5 1
RF53	04/03/26	04/07/11	5569	0	.00	0	.00	.00	1216	.22	.00	KF 5 1
RF54	04/03/26	04/09/06	4999	0	.00	0	.00	.00	1198	.24	.00	KF 5 1
RF57	04/03/21	04/06/15	5025	0	.00	0	.00	.00	1052	.21	.00	KF 5 1
RF58	04/03/21	04/06/07	5038	0	.00	0	.00	.00	1204	.24	.00	KF 5 1
RF59	04/03/21	04/06/18	5048	0	.00	0	.00	.00	1280	.25	.00	KF 5 1
KF60	04/03/21	04/09/05	5000	0	.00	0	.00	.00	1167	.23	.00	KF 5 1
KF61	04/03/20	04/06/25	5470	0	.00	0	.00	.00	1223	.22	.00	RF 5 1
RF62	04/03/20	04/08/02	4810	0	.00	0	.00	.00	1187	.24	.00	RF 5 1
RF63	04/03/21	04/09/10	41582	0	.00	0	.00	.00	7671	.18	.00	KF 5 1
KF64	04/03/26	04/09/24	41794	0	.00	0	.00	.00	7710	.18	.00	KF 5 1
RF65	04/03/26	04/08/02	4985	0	.00	0	.00	.00	1119	.22	.00	RF 5 1
RF66	04/03/26	04/09/21	5485	0	.00	0	.00	.00	1254	.23	.00	KF 5 1
KF67	04/03/26	04/08/27	5422	0	.00	0	.00	.00	1302	.24	.00	KF 5 1
KF68	04/03/26	04/08/07	5440	0	.00	0	.00	.00	1650	.30	.00	RF 5 1
RF75	04/03/20	04/06/11	4999	0	.00	0	.00	.00	1393	.28	.00	KF 5 1
KF76	04/03/19	04/08/13	1362	0	.00	0	.00	.00	363	.27	.00	KF 5 1
KF77	04/03/19	04/08/13	2293	0	.00	0	.00	.00	592	.26	.00	KF 5 1



8 5 0 4 0 5 4 5 1 7 5

RF#	DATE	AMOUNT	COUNT	UNIT	PRICE	TOTAL	TAX	NET	STATUS	
RF78	04/03/19	84/08/27	476	0	0.00	1390	.28	.00	KF 5	
RF79	04/03/19	84/07/09	491	0	0.00	955	.19	.00	KF 5	
RF80	04/03/19	84/05/10	3003	0	0.00	705	.23	.00	KF 5	
RF81	04/03/19	84/07/12	6062	0	0.00	668	.17	.00	KF 5	
RF82	04/03/19	84/07/12	3004	0	0.00	523	.17	.00	KF 5	
RF83	04/03/19	84/08/30	4005	0	0.00	523	.17	.00	KF 5	
RF84	04/03/20	84/05/24	2962	0	0.00	519	.17	.00	KF 5	
RF85	04/03/20	84/08/27	6865	0	0.00	519	.17	.00	KF 5	
RF86	04/03/20	84/06/22	4986	0	0.00	641	.21	.00	KF 5	
RF87	04/03/20	84/06/22	2990	0	0.00	659	.22	.00	KF 5	
RF88	04/03/20	84/09/06	4867	0	0.00	671	.22	.00	KF 5	
RF89	04/03/20	84/09/12	3000	0	0.00	675	.23	.00	KF 5	
RF90	04/03/20	84/08/22	2101	0	0.00	454	.28	.00	KF 5	
RF91	04/03/21	84/09/23	6664	0	0.00	1320	.26	.00	KF 5	
RF92	04/03/21	84/09/24	4274	0	0.00	1191	.28	.00	KF 5	
RF93	04/03/20	84/08/08	2664	0	0.00	883	.18	.00	KF 5	
RF94	04/03/21	84/05/18	2660	0	0.00	661	.22	.00	KF 5	
RF95	04/03/20	84/05/17	4986	0	0.00	1183	.24	.00	KF 5	
RF98	04/03/20	84/09/24	4988	0	0.00	1392	.28	.00	KF 5	
PRES MESH			699104	0	0.00	170969	.24	.00		
RF69			04/04/09	04/04/05	0	0.00	557	.00	.00	KF 6
PRES MESH			0	0	0.00	557	.00	.00		
			1299711	0	0.00	316006	.25	.00		

03 821 1550

# Purchase Order

The order number must appear on all correspondence, invoices, packages and shipping papers.

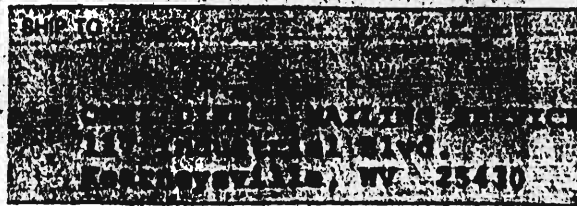
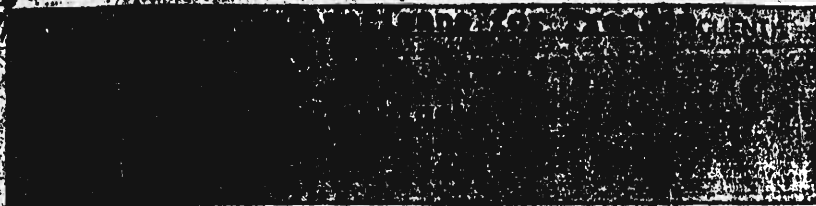
N<sup>o</sup> 08567

Attachment

A

DATE 4/27/83

BRUCE W. EBERTLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA, 22180



SHIP VIA <b>Town Truck</b>	F.O.B. <b>Kearneysville</b>	TERMS PREPAID <b>BALANCE, COD</b>	DELIVERY REQUIRED <b>4-5 weeks</b>
-------------------------------	--------------------------------	--------------------------------------	---------------------------------------

**BILL TO: Bruce W. Eberle & Associates  
FOR Young Americans for Freedom**

85040515176  
1250

Color photos, 5 3/8 x 7, 10 pt. Kromecoat - coated one side, 4" white border around photo, prints black for copy on back, 4 color process for photo. Art and photo attached - return with delivery.

\$2,545.00

\$3,070.00

**PLEASE SEND CHROMALINE PROOF FOR APPROVAL!**

~~FOR FOR EBERLE JULY 1983~~

Chromaline proof \$ 19.80

Sub total \$2,564.80

Deposit(Check #12987) \$ 763.50

Not

BALANCE OWED \$1,801.30

102,326.30

**Not including freight - PLEASE NOTIFY UPON SHIPMENT OF TOTAL FREIGHT OTHERWISE CHECK WILL NOT BE READY & SHIPMENT WILL BE REFUSED.**

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper carded (or shrink wrapped) and delivered in pasteboard cartons
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a light and sharp crease
- (4) Width of materials must not vary more than 1/8 inch
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged
- (2) Envelopes must be packed in boxes inside of pasteboard cartons
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be marked inside of cartons
- (5) Improperly glued envelopes will not be accepted
- (6) There must not be any variation in style or size of envelopes
- (7) All carrier envelopes must have flap gumming, unless specified otherwise

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, material will not be accepted.

**TELEPHONE MARKETING COST**

No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce Eberle & Associates

Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The marketers should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

OK - TR, V.P.

ACCOUNT COPY

Mike Weaver for Lea Colvin



# Purchase Order

This order number must appear on all correspondence, invoices, packing slips, shipping papers

No: 08800

DATE 6/21/81

Attachment

B

EBERLE & ASSOCIATES, INC. 8380 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180

TERMS	DELIVERY REQUIRED
30 days	7/16/81 - MAILDATE

**BILL TO: YAB/Political  
c/o EBERLE**

**Longform letters/replies to be postprinted and document converted as follows: Finished size of letter is 7 x 10 1/8, reply is 7 x 3 3/8. Prints 1/1 - reflex ~~blank~~ for all artwork on pages 1 & 4, black for all text on pages 2 & 3. Fold in thirds, slit, with headout. Slit replies off of letter and nest in fold of letter. Art attached - return with samples asap. (Inv. code #X)**

**\$69.30/M \$1,871.10**

**FOR PRESIDENTIAL MUGSHOT MAILING (CODE YA 06)**

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork

**Printed Materials**

- (1) All materials must be paper banded or shrink wrapped and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a light and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packed.
- (2) Envelopes must be packed in shrink wrapped pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be marked inside of cartons.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have live mailing address unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce Eberle & Associates.

Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoices should be mailed to the Client and will name Bruce W. Eberle & Associates, Inc.

ACCOUNT COPY

By \_\_\_\_\_

# Purchase Order

This order number must appear on all correspondence, invoices, packing and shipping papers.

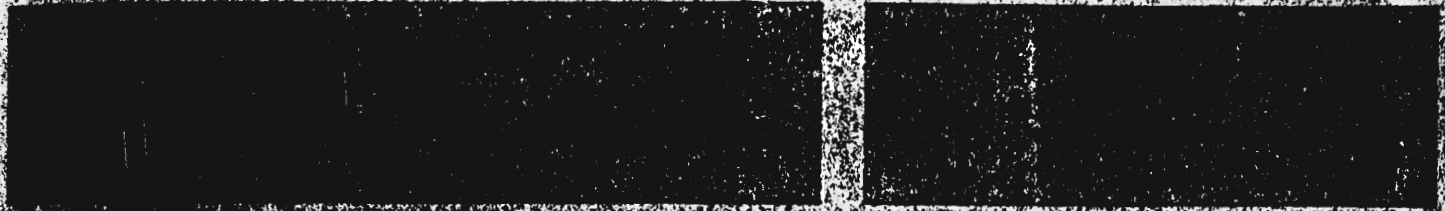
NO 08782

DATE 6/17/83

Attachment

C

BRUCE W. EBERT & ASSOCIATES, INC. 8390 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180



Rearneysville

TERMS 90 days

DELIVERY REQUIRED 6779/83

BILL TO: YAF/Political  
c/o EBERT

850405170

12M	4 page letter, 8 1/2 x 11, 50# white offset, prints 2/1 - reflex blue for letterhead & signature, black for rest of copy. Fold in thirds, slit, with headout. Art attached - return with samples asap. (Inv. code #I 323) <i>YA, TB</i>	\$29.71/M	\$950.72
23M	Mail Verification/Postcard form, 5 1/2 x 7, 67# white vellum bristol, prints 1/1 - black for all copy. Perfs horizontally along dotted line. Folds in half on perf with headout. Art attached - return with samples asap. (Inv. code #I 369) <i>YA7A</i>	\$21.87/M	\$503.81
10M	Boats&Bn form, 5 1/2 x 8 1/2, 50# canary offset, prints 1/0 - black for all copy. Fold in thirds with headout. Art attached - return with samples asap. (Inv. code #R 379) <i>YA7B</i>	\$14.95/M	\$149.50
126M	Postcard, 5 1/2 x 3 1/2, 67# white vellum bristol, prints 1/1 - black for all copy. Art attached - <b>return with samples</b> (inv. code #I 372)	\$5.50/M	\$671.00

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W Ebert & Associates Inc  
Return all photos and artwork

- Printing Materials**
- (1) All materials must be paper banded for shrink wrapped and delivered in pasteboard cartons
  - (2) Materials in mailing trays will not be accepted
  - (3) All folds must be straight and must have a tight and sharp crease
  - (4) Width of materials must not vary more than 1/8 inch
  - (5) Paper weight and stock quality must not vary on a single dem
- Envelopes**
- (1) Envelopes must not be bulk packaged
  - (2) Envelopes must be packed in boxes in individual pasteboard cartons
  - (3) All cartons must be correctly labeled according to style and code
  - (4) Codes must not be mixed inside of carton
  - (5) Improperly glued envelopes will not be accepted
  - (6) There must not be any variation in style or size of envelopes
  - (7) All carrier envelopes must have the flap gumming, unless specified otherwise

Bruce W Ebert & Associates, Inc. may notify all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

**TELEPHONE MARKETING**  
No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce Ebert & Associates

Bruce W Ebert & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W Ebert & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The Client's attention is directed to the fact that the Client must pay for the order.

**MARK BOXES & INVOICES**  
**YAF/Political -**  
**Presidential Mugshot**

ACCOUNT COPY

By

# Purchase Order

The order number must appear on all correspondence, invoices, and shipping papers.

NO 08784

DATE 6/20/83

Attachment

D

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA, 22180

SHIP VIA <b>Your Truck</b>	FOB <b>Kearneysville</b>	TERMS <b>90 days</b>	DELIVERY REQUIRED <b>6/27/83</b>
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**BILL TO: YAF/Political  
c/o EBERLE**

<b>130M*</b>	<b>6 x 9 carriers with standard window, 24# white wove, prints 2/0 - PMS 185 red for "Handle with Care", black for rest of copy on face only. Art attached - return with samples asap. (Inv. code #C 344) YA7, 7A, 7B</b>	<b>\$20.977M</b>	<b>\$2,726.10</b>
<b>28M</b>	<b>#7 3/4 regular BAE, 24# white wove, prints 1/0 - black on face only. Art attached - return with samples asap. (Inv. code #B 356) A71</b>	<b>-\$9.00/M</b>	<b>\$261.00</b>
<b>32M</b>	<b>#7 3/4 regular BRE, 24# white wove, prints 1/0 - black on face only. Art attached - return with samples asap. (Inv. code #B 340) 7A, 7B</b>	<b>-\$9.00/M</b>	<b>\$288.00</b>
			<b>\$3,275.10</b>

**MARK BOXES & INVOICES - YAF/Political - Presidential Mugshot**

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Eberle & Associates Inc.  
Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded or shrink wrapped and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside pasteboard cartons.
- (3) All cartons must be clearly labeled with contents and quantity.
- (4) Codes must not be marked inside of cartons.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in the size or thickness.
- (7) All carrier envelopes must have a return address specified on reverse.

Bruce W. Eberle & Associates, Inc. will not be responsible for mailing houses with which we do business, unless the above specifications are met for both envelopes and printed materials. The delivery of the materials to be accepted.

**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce Eberle & Associates.

Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The business shall be made out to the Client and sent to Bruce W. Eberle & Associates, Inc.

*[Handwritten Signature]*  
Bruce W. Eberle & Associates, Inc.



# Purchase Order

This order number must appear on all correspondence, invoices, packages and shipping papers.

**NO 08787**

DATE **6/20/83**

Attachment  
E

**BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180**

<b>N/A</b>	<b>N/A</b>	<b>TERMS 90 days</b>	<b>DELIVERY REQUIRED 7/14/83 - MARK DATE</b>
------------	------------	----------------------	--

**BILL TO: YAF/Political  
c/O EBERLE**

21.4M

**6-up computerised replies to be document converted. Burst & cut.** *JA*

**\$6.00/M \$128.40**

**FOR YAF'S YAF8A PRESIDENTIAL MESSHOTS MAILING**

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be clearly labeled according to style and code.
- (4) Codes must not be mixed inside of cartons.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have live stamp gumming unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of materials is to be accepted.

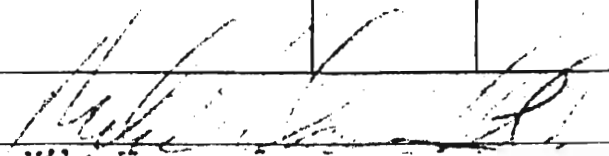
**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce W. Eberle & Associates.

Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs hereof. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoice should be mailed to the Client and sent to Bruce W. Eberle & Associates, Inc.

ACCOUNT COPY

By \_\_\_\_\_



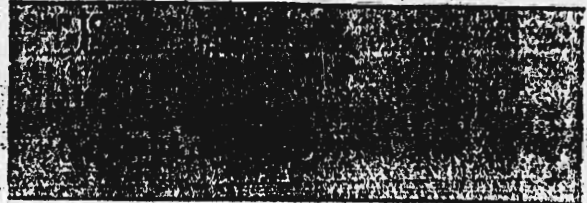
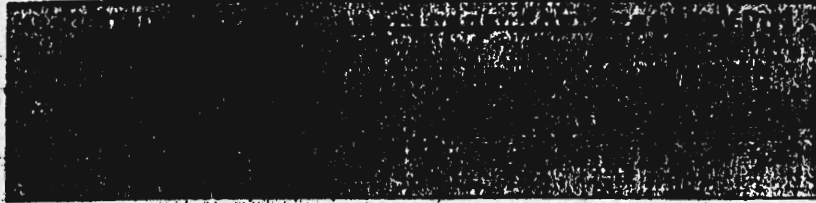
# Purchase Order

This order number must appear on all correspondence, invoices, packages and shipping papers.

No. 08820

DATE 6/24/83

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180



SHIP VIA <b>Your truck</b>	FOB. <b>Kearneysville</b>	TERMS <b>90 days</b>	DELIVERY REQUIRED <b>7/5/83 No Later</b>
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BILL TO: YAF/Pol.  
c/o Eberle

85040545181

\$2M 4 page letters, 7 x 10 1/2, 50# white offset, prints \$23.54/M \$1,224.08  
2/1 - Reflex blue for letterhead and signature,  
Black for rest of copy. Folds in half with  
with headout. Art attached - return with samples  
asap. (Inv. code 0L 335)

\$2M Contribution form, 5 1/2 x 8 1/2, 50# canary offset, \$8.58/M \$ 446.16  
prints 1/0 - black on face only. Folds in half  
with headout. Art attached - return with samples  
asap. (Inv. code 4R 392)

\$1,670.24

### MARK BOXES & INVOICES - YAF/Pol. - Pres. Mugsnot

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide (mark) samples of each item to Bruce W. Eberle & Associates, Inc.  
Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a light and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be mixed inside of cartons.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of the materials is to be accepted.

**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also, all source material must be returned to Bruce Eberle & Associates.

\*Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoice shall be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

OK - DR, U.I.

ACCOUNT COPY

By \_\_\_\_\_

Mary Freeman for Les Colvin



Attachment  
H

DELIVERY REQUIRED  
9/7/83 - 9/14/83

Cost \$31.03/m \$10,515.00

purpose  
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JK-TR, V.P.

for Lea Colvin

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YAB/Pol. - President

DELIVERY  
Bruce W. Eberle & Associates, Inc.

RELEASED  
No source information should be used for any other than the purposes stated on the invoice.

A single item  
must be clearly marked according to style and code

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials no inquiry of these items is to be accepted.

ACCOUNT COPY

By





Attachment  
J

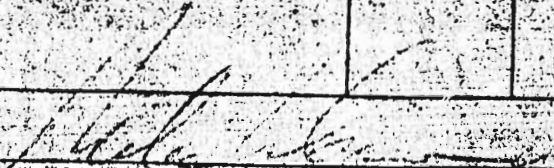
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- (1) Envelopes must be made of 100% recycled paper.
  - (2) Envelopes must be printed on one side only.
  - (3) All perforations must be correctly placed according to style and code.
  - (4) Colors must not be mixed on one side of the envelope.
  - (5) There must not be any markings on the front or back of the envelope.
  - (6) All printed information must be clearly legible unless specified otherwise.
- Bruce W. Eberle & Associates, Inc. has notified all printing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

Bruce W. Eberle & Associates, Inc. has notified all printing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

OK TRUR

ACCOUNT COPY

By   
 Title \_\_\_\_\_

Attachment

K

21-1550

# Purchase Order

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

09503

DATE 11/23/83

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180

AS AGENT FOR YAF/Political (CLIENT)\*

SHIP TO

TO Winchester Printers

OMNI

SHIP VIA

Your Trunk

F.O.B.

Kearneysville

TERMS

90 days

DELIVERY REQUIRED

12/5/83

AMOUNT

**BILL TO: YAF/Political  
c/o Eberle**

Postcard, 5 1/2 X 3 1/2, 67# white vellum bristol, prints 1/1- Black for both sides. Do not fold. Art attached - return with samples asap. (Inv Code I 372)

\$325.00

MARK ALL BOXES AND INVOICES - YAF/Political - Pres. Mugshot

*OK - J.P.V.R.*

85040545186

31M

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

#### Printed Materials

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a fold and strip release.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary more than 10%.

#### Envelopes

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and color.
- (4) Codes must not be mixed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in size or color of envelopes.
- (7) All return envelopes must have a return address printed on them.

Bruce W. Eberle & Associates, Inc. has notified by mailing label with which all its business that it is the special agent for the production and distribution of the materials described herein.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY  
GOLD-MAILING HOUSE COPY

By

*Doty Malnar*  
Doty Malnar for Lea Colvin



# Purchase Order

Attachment

K

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

09503

DATE 11/23/83

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180

AS AGENT FOR YAF/Political (CLIENT)\*

SHIP TO

TO Winchester Printers

OMNI

SHIP VIA <u>Your Trunk</u>	F.O.B. <u>Kearneysville</u>	TERMS <u>90 days</u>	DELIVERY REQUIRED <u>12/5/83</u>
PRICE			AMOUNT

BILL TO: YAF/Political  
c/o Eberle

31M

Postcard, 5½ X 3½, 67# white vellum bristol, prints 1/1- Black for both sides. Do not fold. Art attached - return with samples asap. (Inv Code I 372)

\$325.00

MARK ALL BOXES AND INVOICES - YAF/Political - Pres. Mugshot

*OK - J.P.V.R.*

85040345136

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made-out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork

#### Printed Materials

1. All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
2. Materials in mailing trays will not be accepted.
3. All folds must be straight and must have a bottom flap to make a pocket.
4. Weight of materials must not vary more than 10%.
5. Bulk weight and stock quantity must not exceed 500 lbs. per carton.

#### Envelopes

1. Envelopes must not be bulk packaged.
2. Envelopes must be packed in boxes inside of pasteboard cartons.
3. All cartons must be correctly labeled according to style and color.
4. Codes must not be mixed inside of cartons.
5. Improperly placed envelopes will not be accepted.
6. There must not be any variation in style or color of envelopes.
7. All commercial envelopes must meet the following guidelines: [www.usps.com](#)

Bruce W. Eberle & Associates, Inc. has collected all mailing charges with which we are familiar that apply to the above order. All postage charges are paid for by the client. All other charges are the responsibility of the client.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY  
GOLD-MAILING HOUSE COPY

By

*Dotter Malen*  
Dotter Malen for Lea Colvin

## 09793

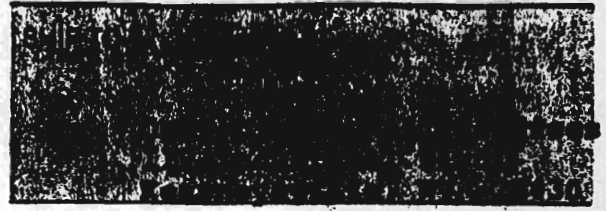
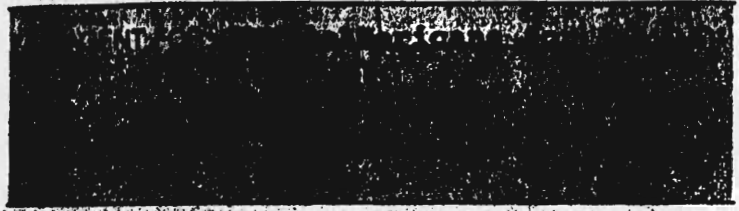
This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

Attachment

L

DATE 2/3/84

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180



SHIP VIA YAF truck	F.O.B. Kearneysville	TERMS	DELIVERY REQUIRED 3/7/84
-----------------------	-------------------------	-------	-----------------------------

**BILL TO: BRUCE W. EBERLE & ASSOCIATES, INC.  
FOR Young Americans for Freedom/Political**

85040545137

750M

Reagan "Mugshot" photo postcards, 5 3/8 x 7, 10 pt. Kromekhat one side only, prints 4/1 - four color process for photo side, black for back. 1/4" white border around photo\*

\$20.38/M \$15,284.70

**MARK BOXES & INVOICES - YAF/Political - Reagan Mugshot**

**THIS IS A RE-RUN OF PHOTO ORDERED FROM YOU ON OUR P.O.#8994 DATED 8/17/83**

**Sample attached - send samples of this run asap.**

*OK - YAF, V.P.*

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefor. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted
- (3) All folds must be straight and must have a tight and sharp crease
- (4) Width of materials must not vary more than 1/8 inch
- (5) Paper weight and stock quality must not vary on a single item

**Envelopes**

- (1) Envelopes must not be "bulk" packaged
- (2) Envelopes must be packed in boxes inside of pasteboard cartons
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be mixed inside of carton
- (5) Improperly glued envelopes will not be accepted
- (6) There must not be any variation in style or size of envelopes
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met, for both envelopes and printed materials, no delivery of these items is to be accepted

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By

Attachment

M

821:1550

# Purchase Order

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

## 09854

DATE

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA, 22180

SHIP VIA <b>Your Truck</b>	F.O.B. <b>Kearneysville</b>	TERMS <b>90 days</b>	DELIVERY REQUIRED <b>2-27-84</b>
-------------------------------	--------------------------------	-------------------------	-------------------------------------

**BILL TO: YAF/POLITICAL  
C/O Eberle**

85040545138

812M	Data Size BRE, 24# White Wove, Prints 1/0 - Black Art Attached return with samples asap. ( Inv. Code B 382 )	\$10.00/M	\$8120.00
------	--	-----------	-----------

812M	6 x 9 Blandford Cartier, Gummed for Multi-live stamp #24 White Wove, Prints 1/0 - Red (PMS 185) for " Donnot BEND"; Black for rest of copy. Art Attached return with samples asap. ( Inv. Code C 740 )	\$19.60/M	\$16160.776
------	--	-----------	-------------

*\$16,077.60*  
*\$24,977.60*

~~MARK ALL BOXES AND INVOICES - YAF/POLITICAL  
Presidential Mugshot~~

MARK ALL BOXES AND INVOICES - YAF/POLITICAL  
Presidential Mugshot

*OK MA J.P. [Signature]*  
*OK - JR, V.P.*

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return at photos and artwork

#### Printed Materials

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease
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- (5) Paper weight and stock quality must not vary on a single item

#### Envelopes

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Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By

*[Signature]*

# Purchase Order

09855

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

Attachment

N

DATE 2-21-84

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180

SHIP VIA	F.O.B.	TERMS	DELIVERY REQUIRED
Your Truck	Kearneysville	90 days	2-2884 NO LATER

85040545189

BILL TO: YAF/POLITICAL  
C/O Eberle

*75# high Bulk white*

812M

5 1/2 x 3 1/4, Post Card, ~~67# White Vellum Bristol~~  
Prints 1/1 - Black. Art Attached return with  
samples asap. ( Inv. Code I 372 )

\$3.12/M \$2523.44

812M

7 x 10 1/4 4 page letter, 50# White offset, Prints  
2/1- Reflex Blue for letterhead, signature and  
disclaimer; Black for rest of copy. Fold in  
half with headout. Art Attached return with  
samples asap. ( Inv. Code L 364 )

\$83.52/M \$10,978.24

812M

5 1/2 x 8 1/4 Contribution forms, 50# Canary Offset  
Prints 1/0 - Black. Fold in half " Mail Verification  
head out. Art Attached return with samples asap.  
( Inv. Code R 379 )

\$5.83/M \$4733.96

\$18,245.64

MARK ALL BOXES AND INVOICES - YAF/POLITICAL  
Presidential Mugshot

*OK - DR. V.P.*

!!!!!!SEND BLUE LINES!!!!!!

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

*OK. MM JP Keener*

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

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#### Printed Materials

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- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

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YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By

*JP Keener (M.P.A.)*



Attachment

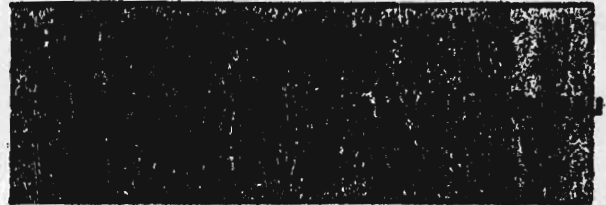
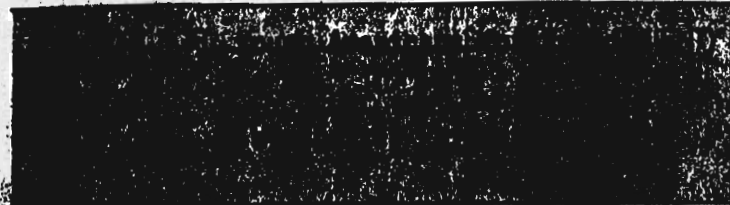
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This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

## 10138

DATE 4/19/84

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180



SHIP VIA	F.O.B.	TERMS	DELIVERY REQUIRED
Your Truck	Origin	90 Days	4/28/84

85040545190

3,500

Bill to: Young Americans for Freedom/Political  
c/o Eberle

4 X 6 NOTE, 50% white offset, prints 2/0- Reflex blue for letterhead and signature; Black for rest of copy on front. Leave Flat no folding. Art attached return with samples asap.

\$90.00

For Fulfillment of Presidential Mugshot

*[Handwritten signature]*  
OK - J.R. V.P.

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

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YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By *[Handwritten signature]*

4721 Briarpark Dr. #97  
Lincoln, Ne. 68516

05040545191



FIRST CLASS

Charles N. Steele  
Office of General Council FEC  
1325 K. St. Northwest  
Washington, D.C. 20463

FIRST CLASS

GCCH 6267



Box 1002, Woodland Road, Sterling, Virginia 22170 (703) 450-5162

January 4, 1985

Mr. Charles N. Steele  
Office of General Council  
Federal Election Commission  
1325 K Street, Northwest  
Washington, D.C. 20463

RE: MUR 1707

Dear Mr. Steele:

This letter is in response to your letter dated November 29, 1984 regarding the five (5) questions relating to the "Block Letters" mailed by YAF.

In light of the voluminous quantity of information requested by your office, every attempt has been made to provide forthright and accurate answers to each question. In fact, several answers concerning mail dates, quantities mailed and costs are incorporated into one computer printout (attached) which was generated especially for this purpose.

Given the enormous amount of information requested along with the time required to research back records, some information such as cancelled checks and bills could not be acquired during this holiday season to meet your extended deadline of January 4, 1985.

If after reviewing the information provided herein, you still require the cancelled checks and bills requested in question #5 every effort will be made to comply with your request given a reasonable period of time.

Further, your denial of an additional extension of time requires that the answers to your questions be submitted on this day Friday, January 4, 1985, making it impossible for Terrell Cannon, YAF's Treasurer, to submit these answers under oath at this particular time. However, a copy of this material is being forwarded to him in Nebraska for immediate submittal to you under oath.

85040545192

35 JAN 7 1985  
FEB 2:47  
GENERAL COUNCIL

**NATIONAL CHAIRMAN**

ROBERT DOLAN  
Washington, D.C.

**VICE-CHAIRMAN**

FLOYD BROWN  
Herndon, VA.

**TREASURER**

TERRELL CANNON  
Lincoln, NE.

**SECRETARY**

DOUG BOURDON  
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RICHARD MATHIAS  
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JEFF MICHAELS  
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DAVE NOLAN  
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TERRY QUIST  
Sommerville, MA.

ROB SHULER  
Cincinnati, OH.

PETER SCHWEIZER  
Kent, WA.

MIKE WALLER  
Washington, D.C.

JAY YOUNG  
Sidney, N.Y.




Mr. Charles N. Steele  
Page Two

As YAF National Chairman, I hereby submit the answers to your questions per your letter dated November 29, 1984.

We look forward to assisting you in every way possible.

Sincerely,



Robert E. Dolan  
National Chairman

enclosures

- Attachment #001 - Copy of Computer Printout
- Attachment A - PO #08567
- Attachment B - PO #08800
- Attachment C - PO #08782
- Attachment D - PO #08784
- Attachment E - PO #08787
- Attachment F - PO #08820
- Attachment G - PO #08994
- Attachment H - PO #09060
- Attachment I - PO #09068
- Attachment J - PO #09168
- Attachment K - PO #09503
- Attachment L - PO #09793
- Attachment M - PO #09854
- Attachment N - PO #09855
- Attachment O - PO #10138

cc: MacKenzie Canter  
Terrell Cannon

85040545193



Young Americans for Freedom  
Answers to Questions and Request for Documents

1. On what date or dates did Young Americans for Freedom contract to have the letters printed? For each contract indicate the number of letters ordered and printed.

According to the copy of the direct mail agency generated computer printout provided herein 1,295,711 Block letters were mailed between 7/13/83 and 3/27/84. This updated information should also serve to amend the answers to question #8 in previous interrogatories submitted and dated August 2, 1984. To help answer present question #1 you will find the copies of the purchase orders involved. Such purchase orders contain the number of letters ordered and should be considered in lieu of your request for contracts.

2. Provide the exact dates in which the letters were mailed and indicate how many letters were mailed on each date.

See attached copy of computer printout.

3. What was the cost of each mailing of the letter? Identify the costs by mailing date. If the printing costs and mailings costs were separate, please indicate the amount of each.

The aggregate phase cost as well as that of each mailing is indicated on the enclosed computer printout. The printing costs and mailing costs were not separated for purposes of this information.

4. What was the date on which payments were made for each mailing?

Rather than payments being made for each mailing, it is believed that payments were made for various quantities of various items as designated in the purchase orders. See copies of purchase orders provided.

5. Provide all documentation in your possession including contracts, cancelled checks, bills, or other supporting documents relating to the printing and mailing of the letters and payment for the letters.

As indicated in the attached coverletter, cancelled checks and bills could not be acquired during the holiday season so as to meet your deadline of January 4, 1985. To do so would require a great deal of time and effort sorting through hundreds of cancelled checks and bills covering the extensive period related to this matter. Once again, if after reviewing the answers to the specific questions and the information provided herein you still require this information every effort will be made to comply with your request in a reasonable period of time.

85040545194

Code Mail Date

Quantity

Cost

YA07	83/07/14	83/11/22	25438	0	0	.00	0	.00	.00	18323	.72	.00	A 7
MUGSHOT MS			25438	0	0	.00	0	.00	.00	18323	.72	.00	

YA7A	83/07/14	83/11/22	21543	0	0	.00	0	.00	.00	4608	.21	.00	A 7A
MUGSHOT MS			21543	0	0	.00	0	.00	.00	4608	.21	.00	

YA01	83/07/13	83/11/14	3843	0	0	.00	0	.00	.00	1123	.29	.00	PA 1
YA02	83/07/13	83/11/22	4997	0	0	.00	0	.00	.00	1051	.21	.00	PA 1
YA03	83/07/13	83/10/26	4990	0	0	.00	0	.00	.00	1051	.21	.00	PA 1
YA04	83/07/13	83/11/22	4998	0	0	.00	0	.00	.00	1509	.30	.00	PA 1
YA05	83/07/13	83/11/04	4993	0	0	.00	0	.00	.00	1051	.21	.00	PA 1
YA06	83/07/18	83/11/17	5013	0	0	.00	0	.00	.00	1055	.21	.00	PA 1
YA07	83/07/25	83/11/14	4997	0	0	.00	0	.00	.00	1508	.30	.00	PA 1
YA08	83/07/26	83/11/22	4985	0	0	.00	0	.00	.00	1506	.30	.00	PA 1
YA09	83/07/27	83/10/19	4998	0	0	.00	0	.00	.00	1309	.26	.00	PA 1
YA10	83/07/29	83/11/11	4989	0	0	.00	0	.00	.00	1049	.21	.00	PA 1

PRES	MUGSHOT		48803	0	0	.00	0	.00	.00	12217	.25	.00	
------	---------	--	-------	---	---	-----	---	-----	-----	-------	-----	-----	--

YA11	83/10/03	84/01/23	2880	0	0	.00	0	.00	.00	526	.18	.00	PA 2
YA12	83/09/19	84/01/12	1876	0	0	.00	0	.00	.00	472	.25	.00	PA 2
YA13	83/09/20	84/01/12	4792	0	0	.00	0	.00	.00	1252	.26	.00	PA 2
YA14	83/09/20	84/01/05	4954	0	0	.00	0	.00	.00	1238	.25	.00	PA 2
YA15	83/09/20	84/01/16	4801	0	0	.00	0	.00	.00	879	.18	.00	PA 2
YA16	83/09/20	83/12/27	2013	0	0	.00	0	.00	.00	498	.25	.00	PA 2
YA17	83/09/20	83/12/30	4078	0	0	.00	0	.00	.00	753	.18	.00	PA 2
YA18	83/09/27	84/01/27	29041	0	0	.00	0	.00	.00	5368	.18	.00	PA 2
YA36	83/09/20	84/01/10	2999	0	0	.00	0	.00	.00	516	.17	.00	PA 2
YA37	83/09/20	84/01/09	2255	0	0	.00	0	.00	.00	539	.24	.00	PA 2
YA38	83/09/19	84/01/05	1718	0	0	.00	0	.00	.00	452	.26	.00	PA 2
YA39	83/10/07	83/11/28	2230	0	0	.00	0	.00	.00	550	.25	.00	PA 2
YA40	83/09/22	84/01/05	2721	0	0	.00	0	.00	.00	623	.23	.00	PA 2
YA41	83/09/22	83/12/12	2721	0	0	.00	0	.00	.00	644	.23	.00	PA 2
YA42	83/09/22	83/12/27	2766	0	0	.00	0	.00	.00	652	.23	.00	PA 2
YA43	83/09/22	83/12/05	1805	0	0	.00	0	.00	.00	446	.25	.00	PA 2
YA44	83/09/23	83/12/21	2659	0	0	.00	0	.00	.00	617	.23	.00	PA 2
YA45	83/09/22	83/12/30	2593	0	0	.00	0	.00	.00	447	.17	.00	PA 2
YA46	83/10/07	83/11/25	1407	0	0	.00	0	.00	.00	300	.21	.00	PA 2
YA47	83/10/13	83/12/22	2908	0	0	.00	0	.00	.00	801	.28	.00	PA 2
YA48	83/10/07	84/01/05	3891	0	0	.00	0	.00	.00	915	.24	.00	PA 2
YA49	83/09/28	84/01/20	6691	0	0	.00	0	.00	.00	1223	.18	.00	PA 2

PM50	03/09/28	04/01/05	3536	0	0	.00	0	.00	.00	045	.18	.00	PM 2	A
PM51	03/09/28	04/01/24	2810	0	0	.00	0	.00	.00	513	.18	.00	PM 2	A
PM52	03/09/28	04/01/13	9797	0	0	.00	0	.00	.00	1579	.27	.00	PM 2	A
PM53	03/09/28	03/11/28	1793	0	0	.00	0	.00	.00	392	.22	.00	PM 2	A
PM54	03/09/29	04/01/04	4926	0	0	.00	0	.00	.00	850	.17	.00	PM 2	A
PM55	03/09/30	04/01/06	1406	0	0	.00	0	.00	.00	328	.23	.00	PM 2	A
PM56	03/09/22	04/01/03	4974	0	0	.00	0	.00	.00	909	.18	.00	PM 2	A

FRS MGSHT

119091

0

0

.00

0

.00

24950

.21

.00

PM19	03/10/03	04/01/23	3970	0	0	.00	0	.00	.00	1080	.27	.00	PM 3	A
PM20	03/10/03	04/01/16	2947	0	0	.00	0	.00	.00	468	.16	.00	PM 3	A
PM21	03/10/03	04/01/06	3289	0	0	.00	0	.00	.00	523	.16	.00	PM 3	A
PM22	03/10/03	04/01/03	4346	0	0	.00	0	.00	.00	1108	.26	.00	PM 3	A
PM23	03/10/03	04/01/05	2238	0	0	.00	0	.00	.00	581	.26	.00	PM 3	A
PM24	03/10/03	04/01/23	3440	0	0	.00	0	.00	.00	546	.16	.00	PM 3	A
PM25	03/10/03	04/01/10	3383	0	0	.00	0	.00	.00	970	.29	.00	PM 3	A
PM26	03/10/03	04/01/23	7048	0	0	.00	0	.00	.00	2695	.38	.00	PM 3	A
PM27	03/10/05	04/01/09	2999	0	0	.00	0	.00	.00	838	.28	.00	PM 3	A
PM28	03/10/05	04/01/26	5900	0	0	.00	0	.00	.00	972	.10	.00	PM 3	A
PM29	03/10/05	04/01/26	1726	0	0	.00	0	.00	.00	298	.17	.00	PM 3	A
PM30	03/10/06	04/01/13	2330	0	0	.00	0	.00	.00	386	.17	.00	PM 3	A
PM31	03/10/11	04/01/25	8193	0	0	.00	0	.00	.00	4183	.51	.00	PM 3	A
PM32	03/10/11	03/12/27	1985	0	0	.00	0	.00	.00	778	.39	.00	PM 3	A
PM33	03/10/11	04/01/23	10150	0	0	.00	0	.00	.00	1566	.15	.00	PM 3	A
PM34	03/10/07	04/01/26	41058	0	0	.00	0	.00	.00	1867	.29	.00	PM 3	A
PM35	03/10/04	04/01/19	4250	0	0	.00	0	.00	.00	816	.19	.00	PM 3	A
PM36	03/10/04	04/01/24	3616	0	0	.00	0	.00	.00	598	.15	.00	PM 3	A
PM37	03/10/04	03/12/29	1697	0	0	.00	0	.00	.00	418	.23	.00	PM 3	A
PM38	03/10/04	03/12/21	3551	0	0	.00	0	.00	.00	804	.23	.00	PM 3	A
PM39	03/10/05	04/01/19	22374	0	0	.00	0	.00	.00	4620	.21	.00	PM 3	A
PM40	03/10/07	04/01/09	5437	0	0	.00	0	.00	.00	1272	.23	.00	PM 3	A
PM41	03/10/11	03/12/28	7918	0	0	.00	0	.00	.00	1946	.25	.00	PM 3	A
PM42	03/10/11	04/01/23	3819	0	0	.00	0	.00	.00	902	.24	.00	PM 3	A
PM43	03/10/04	04/01/23	4887	0	0	.00	0	.00	.00	1209	.25	.00	PM 3	A
PM44	03/10/04	04/01/16	4988	0	0	.00	0	.00	.00	1033	.21	.00	PM 3	A
PM45	03/10/04	03/12/05	5449	0	0	.00	0	.00	.00	1094	.20	.00	PM 3	A
PM46	03/10/07	04/01/23	9918	0	0	.00	0	.00	.00	2385	.24	.00	PM 3	A
PM47	03/10/11	04/01/27	5907	0	0	.00	0	.00	.00	2392	.24	.00	PM 3	A
PM48	03/10/11	03/12/14	5618	0	0	.00	0	.00	.00	1318	.23	.00	PM 3	A
PM49	03/10/11	04/01/20	7524	0	0	.00	0	.00	.00	1756	.23	.00	PM 3	A
PM50	03/10/12	04/01/06	9817	0	0	.00	0	.00	.00	2080	.21	.00	PM 3	A
PM51	03/10/11	04/01/09	3448	0	0	.00	0	.00	.00	496	.14	.00	PM 3	A
PM52	03/10/12	04/01/23	7532	0	0	.00	0	.00	.00	1744	.23	.00	PM 3	A
PM53	03/10/11	04/01/23	4819	0	0	.00	0	.00	.00	1070	.22	.00	PM 3	A
PM54	03/10/11	04/01/26	5812	0	0	.00	0	.00	.00	935	.24	.00	PM 3	A
PM55	03/10/12	04/01/26	9799	0	0	.00	0	.00	.00	2221	.23	.00	PM 3	A



PM65	03/10/12	04/01/27	14789	U	0	0.00	0	0.00	0.00	2282	.15	.00	PM 3	A
PM66	03/10/12	04/01/09	4928	U	0	0.00	0	0.00	0.00	759	.15	.00	PM 3	A
PM87	03/10/12	04/01/13	4900	U	0	0.00	0	0.00	0.00	707	.14	.00	PM 3	A
PM88	03/10/07	04/01/25	10263	U	0	0.00	0	0.00	0.00	1583	.15	.00	PM 3	A

PRS MSHT

280198

U	0	0.00	0	0.00	0.00	65285	.23	.00
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PM65	03/11/04	04/02/13	20197	U	0	0.00	0	0.00	0.00	3721	.18	.00	PM 4	A
PM75	03/10/20	04/03/12	9928	U	0	0.00	0	0.00	0.00	1814	.18	.00	PM 4	A
PM89	03/12/01	04/02/27	2600	U	0	0.00	0	0.00	0.00	713	.27	.00	PM 4	A
PM90	04/01/18	04/03/12	9842	U	0	0.00	0	0.00	0.00	1799	.18	.00	PM 4	A
PM91	03/12/01	04/03/12	4427	U	0	0.00	0	0.00	0.00	1102	.25	.00	PM 4	A
PM92	03/12/05	04/03/12	2992	U	0	0.00	0	0.00	0.00	776	.26	.00	PM 4	A
PM93	03/12/07	04/03/09	9983	U	0	0.00	0	0.00	0.00	1825	.18	.00	PM 4	A
PM94	03/12/07	04/03/07	4996	U	0	0.00	0	0.00	0.00	912	.18	.00	PM 4	A
PM95	03/12/07	04/03/07	9994	U	0	0.00	0	0.00	0.00	1826	.18	.00	PM 4	A

PRS MSHT

74919

U	0	0.00	0	0.00	0.00	14492	.19	.00
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522971

U	0	0.00	0	0.00	0.00	116946	.22	.00
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RF01	03/12/14	04/04/09	803	U	0	0.00	0	0.00	0.00	222	.28	.00	KF 4	A
RF02	03/12/15	04/03/20	1102	U	0	0.00	0	0.00	0.00	287	.25	.00	KF 4	A
RF03	03/12/15	04/02/02	1119	U	0	0.00	0	0.00	0.00	500	.27	.00	KF 4	A
RF04	03/12/19	04/03/27	721	U	0	0.00	0	0.00	0.00	201	.28	.00	KF 4	A
RF05	03/12/19	04/01/13	354	U	0	0.00	0	0.00	0.00	93	.26	.00	KF 4	A
RF06	03/12/20	04/04/06	789	U	0	0.00	0	0.00	0.00	184	.23	.00	KF 4	A
RF07	03/12/21	04/04/19	2997	U	0	0.00	0	0.00	0.00	791	.26	.00	KF 4	A
RF08	03/12/21	04/02/06	830	U	0	0.00	0	0.00	0.00	219	.26	.00	KF 4	A
RF09	04/01/18	04/03/22	1040	U	0	0.00	0	0.00	0.00	280	.27	.00	KF 4	A
RF10	03/12/23	04/03/27	5845	U	0	0.00	0	0.00	0.00	977	.25	.00	KF 4	A
RF11	03/12/23	04/04/04	4998	U	0	0.00	0	0.00	0.00	1270	.25	.00	KF 4	A
RF12	03/12/27	04/04/06	4998	U	0	0.00	0	0.00	0.00	1244	.25	.00	KF 4	A
RF13	04/01/19	04/04/05	2999	U	0	0.00	0	0.00	0.00	1126	.38	.00	KF 4	A

PRS MSHT

20095

U	0	0.00	0	0.00	0.00	7200	.27	.00
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RF14	04/03/19	04/08/10	14425	U	0	0.00	0	0.00	0.00	6197	.43	.00	KF 5	1	
RF15	04/03/21	04/10/18	9810	U	0	0.00	0	0.00	0.00	1857	.19	.00	KF 5	1	
RF16	04/03/15	04/09/21	15769	U	0	0.00	0	0.00	0.00	6932	.44	.00	KF 5	1	
RF17	04/03/19	04/11/05	58129	U	0	0.00	0	0.00	0.00	7149	.19	.00	KF 5	1	
RF18	04/03/19	04/10/26	12453	U	0	0.00	0	0.00	0.00	3525	.32	.00	KF 5	1	
RF19	04/03/22	04/11/12	52242	U	0	0.00	0	0.00	0.00	6081	.19	.00	KF 5	1	
RF20	04/03/13	04/05/03	5765	U	6	10	5	100	5	0	800	.32	.00	KF 5	1
RF21	04/03/13	04/06/18	2911	U	6	10	5	100	5	0	962	.33	.00	KF 5	1





RF78	84/03/19	84/08/27	4974	0	0	.00	0.00	.00	1390	.28	.00	KF 5 A
RF79	84/03/10	84/07/09	4914	0	0	.00	0.00	.00	955	.19	.00	RF 5 A
RF80	84/03/19	84/05/10	3003	0	0	.00	0.00	.00	705	.24	.00	KF 5 A
RF81	84/03/19	84/07/19	2909	0	0	.00	0.00	.00	668	.23	.00	KF 5 A
RF82	84/03/19	84/07/12	3004	0	0	.00	0.00	.00	523	.17	.00	RF 5 A
RF83	84/03/19	84/08/30	3004	0	0	.00	0.00	.00	523	.17	.00	RF 5 A
RF84	84/03/20	84/09/24	2980	0	0	.00	0.00	.00	519	.17	.00	RF 5 A
RF85	84/03/20	84/08/27	2985	0	0	.00	0.00	.00	519	.17	.00	RF 5 A
RF86	84/03/20	84/06/22	2986	0	0	.00	0.00	.00	641	.21	.00	RF 5 A
RF87	84/03/20	84/08/20	2990	0	0	.00	0.00	.00	659	.22	.00	RF 5 A
KF88	84/03/20	84/09/06	2986	0	0	.00	0.00	.00	671	.22	.00	RF 5 A
RF89	84/03/20	84/09/24	3000	0	0	.00	0.00	.00	675	.23	.00	KF 5 A
RF90	84/03/20	84/08/22	1612	0	0	.00	0.00	.00	454	.28	.00	KF 5 A
RF91	84/03/21	84/07/23	4999	0	0	.00	0.00	.00	1520	.26	.00	RF 5 A
RF92	84/03/21	84/09/24	4251	0	0	.00	0.00	.00	1191	.28	.00	KF 5 A
RF93	84/03/26	84/08/08	4924	0	0	.00	0.00	.00	883	.18	.00	RF 5 A
RF94	84/03/27	84/05/18	2990	0	0	.00	0.00	.00	661	.22	.00	KF 5 A
RF95	84/03/20	84/05/17	4986	0	0	.00	0.00	.00	1183	.24	.00	RF 5 A
RF98	84/03/26	84/09/24	4988	0	0	.00	0.00	.00	1392	.28	.00	KF 5 A
PRES MESH			699104	0	0	.00	0.00	.00	170969	.24	.00	

RF69	84/04/09	84/04/05	0	0	0	.00	0.00	.00	557	.00	.00	KF 6
PRES MESH			0	0	0	.00	0.00	.00	557	.00	.00	

1495711 0 0 .00 0.00 .00 31600 .25 .00

8 5 0 4 0 5 4 5 1 9 9



Attachment

A

03 22 1980

# Purchase Order

The date of this order is the date of the purchase order and the date of the shipping papers.

PO # 08587

DATE 4/22/80

BRUCE W. EBERLE & ASSOCIATES, INC. 8336 OLD COURTHOUSE ROAD SUITE 700 VIENNA VA 22180

SHIP VIA Truck	FOB Kearneysville	TERMS PREPAID BALANCE, COD	DELIVERY REQUIRED 1-3 weeks
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BILL TO: Bruce W. Eberle & Associates  
200 Young Americans Dr. Frederick

Color photos, 5 3/8 x 7 1/8 p.s. Processed  
front and back, 1/4 white border around photo  
white black for copy on back, 4 color process  
for photo. Art and photo attached - return  
with delivery.

\$1,115.00  
\$3,070.00

PLEASE SEND CANCELLATION ORDER FOR APPROVAL

Change in price	\$ 19.00
Sub total	\$2,564.00
Deposit (12987)	\$ 763.50
<b>AMOUNT DUE</b>	<b>\$1,790.50</b>

Not including freight - PLEASE NOTIFY YOUR SUPPLIER OF THIS ORDER

1. This order is subject to the terms and conditions of the purchase order and the date of the shipping papers.

TELEPHONE MARKETING  
No source material may be used for any other purpose other than for what this purchase order is made for. All source material must be returned to Bruce W. Eberle & Associates.

ORDER MUST BE PAID FOR AT THE TIME OF DELIVERY. NOT BE READY TO SHIPMENT WILL BE REFUSED.

- (1) Envelopes must be bulk packaged
- (2) Envelopes must be packed in boxes inside of pasteurized cartons
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be mixed inside of carton
- (5) Improperly glued envelopes will not be accepted
- (6) There must not be any variation in style or size of envelopes
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

\*Bruce W. Eberle & Associates, Inc. is not responsible for payment of the order. The Client is solely responsible for payment of the order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

OK - DR, U.P.

ACCOUNT COPY

By Mike Weaver  
Mike Weaver for Les Colvin

# Purchase Order

Attachment

B

NO. 1000

DATE 6/21/73

BRUCE W. EBERT & ASSOCIATES, INC. 2300 OLD COLLETHOUSE ROAD, SUITE 700, VIENNA, VA 22180

SHIP VIA	N/A	F.O.B.	N/A	TERMS	30 days	DELIVER TO	7715/ST FALLS CH
----------	-----	--------	-----	-------	---------	------------	------------------

**BILL TO: YAF/Political  
c/o EBERT**

27M

**Longform letters/replies to be postprinted and document converted as follows: Finished size of letter is 7 x 10 1/8, reply is 7 x 3 3/8. Prints 1/1 - reflex ~~black~~ for all artwork on pages 1 & 4, black for all text on pages 2 & 3. Fold in thirds, slit, with headcut. Slit ripples off of letter and nest in fold of letter. Art attached - return with samples asap. (Inv. code #N )**

**\$69.30/M \$1,071.10**

**FOR PRESIDENTIAL HUGHOT MAILING (CODE YA 06)**

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Ebert & Associates Inc. Return all photos and artwork

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Mailed shipping trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in crates (not in pasteboard cartons).
- (3) All cartons must be correctly labeled according to name and code.
- (4) Cartons must not be made inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All paper envelopes must have five strips (minimum) of clear tape on the flap.

Bruce W. Ebert & Associates, Inc. has notified all mailing houses to which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also, all source material must be returned to Bruce Ebert & Associates.

Bruce W. Ebert & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Ebert & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoice should be made out to the Client and sent care of Bruce W. Ebert & Associates, Inc.

85040515201









# Purchase Order

Attachment

E

DATE 6/10/93

BRUCE W. EBERLE & ASSOCIATES, INC. 8330 OLD COURTHOUSE ROAD SUITE 700 VIENNA VA 22180

N/A N/A 10 days 7/24/93 - DEADLINE

**BILL TO: YAF/Political  
a/consular**

21.4M

**6-up computerised replies to be document cover  
verted. Burst & cut. JA**

\$6.99/2 \$128.40

**FOR YAF'S YABCA PRESIDENTIAL NEWSHOT MAILING**

850405115204

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc.  
Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be mixed inside of cartons.
- (5) In properly glued envelopes will not be accepted.
- (6) There must not be any variation in the size of envelopes.
- (7) All carrier envelopes must have live stamp gumming unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

**TELEPHONE MARKETING**

No source material may be used for any other purpose other than for what this purchase order indicates. Also all source material must be returned to Bruce Eberle & Associates.

Bruce W. Eberle & Associates, Inc. places this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoices should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

ACCOUNT COPY

By

Attachment

F

33 921 1550

# Purchase Order

The order number must appear on all correspondence, invoices, packages and shipping orders.

No. 08020

DATE 6/24/85

BRUCE W. EBERLE & ASSOCIATES, INC. 8320 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180

SHIP VIA <b>Your truck</b>	FOB <b>Kearneysville</b>	TERMS <b>90 days</b>	DELIVERY REQUIRED <b>7/5/85 No Later</b>
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**BILL TO: CAP/Pol.  
c/o Eberle**

12M 8 page letters, 10 1/2 x 14 1/2 white offset, prints 14/14, \$1,124.00  
 1/1 - Reflex blue for letterhead and signature, black for rest of copy. Fold in half with headout. Art attached - return with samples asap. (Inv. code 9R 392)

82M Contribution form, 5 1/2 x 7 1/2, 100% canary offset, prints 1/8 - black on face only. Folds in half with headout. Art attached - return with samples asap. (Inv. code 9R 392)

**\$1,670.20**

### MAIL BOXES & INVOICES - CAP/Pol. - Pres. Message

MAIL BOXES & INVOICES - CAP/Pol. - Pres. Message

- Printed Materials
- (1) Envelopes must be paper (any) (or nylon, zippered) and delivered in postboard cartons
  - (2) Materials in mailing trays will not be accepted
  - (3) All folds must be straight and must have a tight and sharp crease
  - (4) Width of materials must not vary more than 1/8 inch
  - (5) Paper weight and stock quality must not vary on a single item

#### Envelopes

- (1) Envelopes must not be bulk packaged
- (2) Envelopes must be packed in boxes inside of postboard cartons
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be mixed inside of carton
- (5) Improperly glued envelopes will not be accepted
- (6) There must not be any variation in style or size of envelopes
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted

No other material may be used for any part of the order than for what the purchase order form and attached material shall be returned to Bruce W. Eberle & Associates.

Bruce W. Eberle & Associates, Inc. issues this order for the Client and it is accepted on the express understanding that the Client is solely responsible for payment of the costs thereof. Bruce W. Eberle & Associates, Inc. assumes no responsibility or liability whatsoever for payment of this order. The invoices should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

*OK - TR V.I.*

ACCOUNT COPY

By \_\_\_\_\_

Mary Frances for the Client

8 5 0 4 0 3 1 5 2 0 5



Attachment

G

ORDER NO. 1000000000

Kansas City, MO

TERMS: Net 10 days

DELIVERY: 1/17/77

DATE: 10/27/76

QUANTITY: 10,000

DESCRIPTION: 100% Recycled Paper

100,000,000

**PRODUCTION AND DELIVERY**  
Bruce W. Eberle & Associates, Inc.

- (1) All materials to be delivered (or bulk wrapped) and delivered in cartons.
- (2) Materials to be delivered will not be accepted.
- (3) All bulk materials to be delivered must have a tight and secure seal.
- (4) Maximum material size to be delivered must not exceed 17 1/2 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be bulk packaged.
- (2) Envelopes must be packed in boxes inside of cardboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be mixed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All camera envelopes must have "live stamp gumming" unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

No items are to be used for any other purpose than that specified in the purchase order. If any items are used for other purposes, they must be returned to the sender.

Bruce W. Eberle & Associates, Inc. reserves the right to change the price and specifications for any item at any time without notice. Payment of the invoice by the Client is assumed to be payment in full for the order. The invoice should be paid to the Client and sent care of Bruce W. Eberle & Associates, Inc.

OK - [Signature]

ACCOUNT COPY

by [Signature]  
Mike Weaver for Les Collins

Attachment

H

ACCOUNT PAYABLE

OK TRAVEL  
OK-RV!

Attachment

I

Since the information contained in this report is classified "Secret", it is to be controlled, stored, transmitted, disseminated, and destroyed in accordance with the provisions of the Executive Order on the subject of the control, storage, transmission, dissemination, and destruction of information relating to the national defense. It is to be controlled, stored, transmitted, disseminated, and destroyed in accordance with the provisions of the Executive Order on the subject of the control, storage, transmission, dissemination, and destruction of information relating to the national defense.

Attachment

J



# Purchase Order

Attachment

K

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

09503

DATE 11/23/83

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180

AS AGENT FOR <u>YAF/Political</u> (CLIENT)*	SHIP TO
TO <u>Winchester Printers</u>	<u>OMNI</u>

SHIP VIA <u>Your Trunk</u>	F.O.B. <u>Kearneysville</u>	TERMS <u>90 days</u>	DELIVERY REQUIRED <u>12/5/83</u>
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85040545217

31M

**BILL TO: YAF/Political  
c/o Eberle**

**Postcard, 5 1/2 X 3 1/4, 67# white vellum bristol,  
prints 1/1- Black for both sides. Do not  
fold. Art attached - return with samples asap.  
(Inv Code I 372)**

**\$325.00**

**MARK ALL BOXES AND INVOICES - YAF/Political - Pres. Mugshot**

*OK - J.P. U.A.*

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**  
Provide item samples in each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

- Printed Materials**
- (1) All materials must be paper banded for shrink wrapped and delivered in pasteboard cartons.
  - (2) Materials in making trays will not be accepted.
  - (3) All folds must be straight and must have a tight and low burr mark.
  - (4) Width of materials must not vary more than 1/16 inch.
  - (5) Paper weight and stock quality must not vary on a single item.

- Envelopes**
- (1) Envelopes must not be bulk packaged.
  - (2) Envelopes must be packed in boxes inside of pasteboard cartons.
  - (3) All cartons must be correctly labeled according to style and code.
  - (4) Codes must not be mixed inside of carton.
  - (5) Improperly glued envelopes will not be accepted.
  - (6) There must not be any variation in style or size of envelopes.
  - (7) All paper envelopes must have glue stamp gumming, unless specified otherwise.

Bruce W. Eberle & Associates, Inc. has inspected the materials with which your business transactions. The above listed specifications are met for both envelopes and printed materials. No delivery of these items is to be accepted.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY  
GOLD-MAILING HOUSE COPY

By Patty Melvin for Lea Colvin

# Purchase Order

09793

This Order Number Must Appear On All Correspondence, Invoices, Statements and Shipping Papers.

DATE 2/3/84

Attachment

L

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180

SHIP VIA Truck	F.O.B. Kearneysville	TERMS	DELIVERY REQUIRED 3/7/84
-------------------	-------------------------	-------	-----------------------------

**BILL TO: BRUCE W. EBERLE & ASSOCIATES, INC.  
FOR Young Americans for Freedom/Political**

750M

Reagan "Mugshot" photo postcards, 5 3/8 x 7, 10 pt. Kromekhat one side only, prints 4/1 - four color process for photo side, black for back. 1/4" white border around photo.

\$20.35/M \$15,284.75

**MARK BOXES & INVOICES - YAF/Political - Reagan Mugshot**

**THIS IS A RE-RUN OF PHOTO ORDERED FROM YOU ON OUR P.O.#8994 DATED 8/17/83**

**Sample attached - return samples of this run asap.**

*OK - YAF, V.A.*

85040515211

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons.
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be "bulk" packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be mixed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise.

Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY  
GOLD-MAILING COPY

By

*[Signature]*

# Purchase Order

09854

Attachment  
M

This Order Must Be Filled Within 30 Days  
Customer's Name and Address  
Shipping Point

DATE

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180

SHIP VIA Truck	FOB Incoterms 2010	TERMS Net 30	DELIVERY POINT
-------------------	-----------------------	-----------------	----------------

**BILL TO: YAF/POLITICAL  
C/O Marie**

812M	Data Size BRE, 240 White Wove, Prints 1/0 - Black Art Attached return with samples asap. ( Inv. Code B 382 )	\$10.00/M	\$8120.00
812M	6 x 9 Standard Size, Printed for Multi-line 624 White Wove, Prints 1/0 - Red (PMS 185) " Donnot BEND" - Black for rest of copy. Art Attached return with samples asap. ( Inv. Code C 740 )	\$12.00/M	\$24191.68

~~MARK ALL BOXES AND INVOICES - YAF/POLITICAL  
Presidential Mugshot~~

MARK ALL BOXES AND INVOICES - YAF/POLITICAL  
Presidential Mugshot

*OK MA J.P. [Signature]*  
*OK-JR, V.P.*

35040515213

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

**MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY**

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

**Printed Materials**

- (1) All materials must be paper banded (or shrink wrapped) and delivered in pasteboard cartons
- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch
- (5) Paper weight and stock quality must not vary on a single item.

**Envelopes**

- (1) Envelopes must not be "bulk" packaged.
- (2) Envelopes must be packed in boxes made of pasteboard cartons
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be mixed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By [Signature] (APR)



# Purchase Order

09855

This Order Number Must Appear On All Correspondence, Invoices, Packages and Shipping Papers.

Attachment

N

DATE 2-23-84

BRUCE W. EBERLE & ASSOCIATES, INC., 8330 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA 22180



SHIP TO	FROM	TERMS	DELIVERY REQUIRED
AME Truck	Richmondville		2-23-84

BILL TO: YAP/POLITICAL  
C/O Eberle

85040515215

812M

75# High Bulk White  
3 1/2 x 3 1/2, Post Card, 50# White-Yellow-Eurol  
Prints 1/1 - Black. Attached return with samples asap. (Inv. Code I 372)

\$3.12/M \$2523.00

812M

7 x 10 1/2 page letter, 50# White offset  
2/1- Red Ink for letterhead, signature  
dishwasher; Blue for rest of copy. Fold  
Half with headout. Attached return with samples asap. (Inv. Code L 364)

\$8.52/M \$1000.00

812M

5 1/2 x 8 1/2 Contribution forms, 50# Canary Offset  
Prints 1/0 - Black. Fold in half " Mail Verification  
head out. Attached return with samples asap.  
(Inv. Code R 379)

\$5.83/M \$4733.50

\$18,246.50

MARK ALL BOXES AND INVOICES - YAP/POLITICAL  
Presidential Mugshot

OK - DR, V.P.

!!!!!!SEND BLUE LINES!!!!!!

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

OK. M. J. P. Teacher

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork

#### Printed Materials

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- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

#### Envelopes

- (1) Envelopes must not be "bulk" packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code
- (4) Codes must not be mixed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise

Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY  
GOLD-MATERIALS COPY

By W. H. W. (JPA)



# Purchase Order

This Order Number Must Appear On All Communications, Invoices, Packages and Shipping Labels

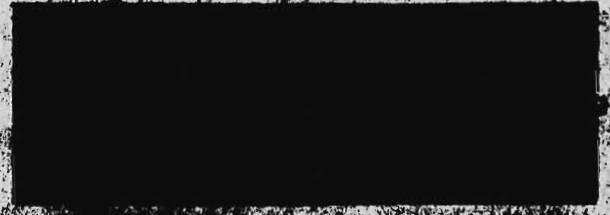
## 10138

Attachment

0

DATE 4/19/84

BRUCE W. EBERLE & ASSOCIATES, INC., 5230 OLD COURTHOUSE ROAD, SUITE 700, VIENNA, VA. 22180



DELIVERY REQUIRED  
G.M.T.

Bill to Young Americans for Freedom/Political  
c/olberle

3,500

4 X 6 NOTE, 50% white offset, prints 2/0-Reflex blue  
for letterhead and signature; Black for rest of copy  
on front. Leave flat no folding. Art attached along  
with sample copy.

\$90.00

For Fulfillment of Presidential Mugshot

OK - J.R. V.P.

85040545214

\*Bruce W. Eberle & Associates, Inc., places this order for the Client and is accepted on the express understanding that the Client is solely responsible for payment of the costs therefore. Bruce W. Eberle & Associates, Inc., assumes no responsibility or liability whatsoever for payment of this order. The invoice(s) should be made out to the Client and sent care of Bruce W. Eberle & Associates, Inc.

### MATERIAL SPECIFICATIONS FOR PRODUCTION AND DELIVERY

Provide fifteen samples of each item to Bruce W. Eberle & Associates, Inc. Return all photos and artwork.

#### Printed Materials

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- (2) Materials in mailing trays will not be accepted.
- (3) All folds must be straight and must have a tight and sharp crease.
- (4) Width of materials must not vary more than 1/8 inch.
- (5) Paper weight and stock quality must not vary on a single item.

Bruce W. Eberle & Associates, Inc., has notified all mailing houses with which we do business that unless the above listed specifications are met for both envelopes and printed materials, no delivery of these items is to be accepted.

#### Envelopes

- (1) Envelopes must not be "bulk" packaged.
- (2) Envelopes must be packed in boxes inside of pasteboard cartons.
- (3) All cartons must be correctly labeled according to style and code.
- (4) Codes must not be missed inside of carton.
- (5) Improperly glued envelopes will not be accepted.
- (6) There must not be any variation in style or size of envelopes.
- (7) All carrier envelopes must have "live stamp gumming" unless specified otherwise.

YELLOW-CLIENT COPY  
PINK-EBERLE FILE COPY  
BLUE-ACCOUNT COPY

By *[Signature]* PA

85040545215

Mr. Charles N. Steele  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Young Americans for Freedom  
Box 1002, Woodland Road  
Sterling, VA 22170



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 20, 1984

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, NW  
Suite 350  
Washington, DC 20006

RE: MUR 1707

Dear Mr. Canter:

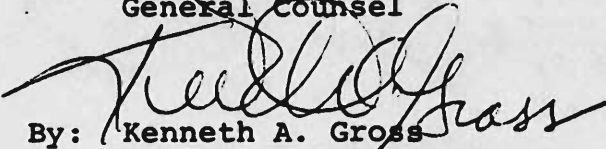
This letter is in reference to your telephone request of December 18, 1984, for an additional extension of time until the middle or end of January in which to respond to the Commission's request for reports, documents, and answers to interrogatories dated November 29, 1984.

Considering the Commission's responsibilities under 2 U.S.C. § 437g(a)(8)(A) to act expeditiously on complaints and the circumstances of this matter, we cannot agree to your request for the additional extension of time. Therefore, your response to the Commission's November 29th letter is due no later than the close of the business January 4, 1985.

If you have any questions, please contact Judy Thedford at (202)523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

85040545216





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 20, 1984

MacKenzie Canter, III  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

Re: MUR 1707

Dear Mr. Canter:

This is in reference to your letter dated December 5, 1984, requesting an extension up to and including January 4, 1985, to respond to the Commission's request for the filing of disclosure reports and answers to interrogatories concerning the Block letter.

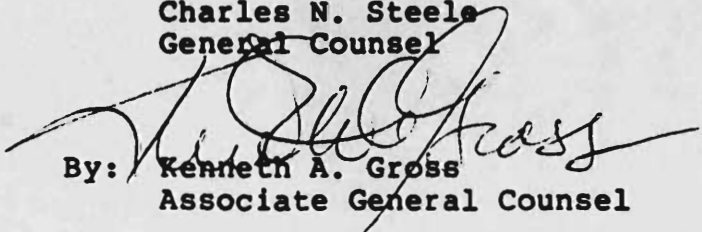
The Office of General Counsel has received your request and granted you your requested extension. Accordingly, your response will be due on January 4, 1985.

We remind you, however, that Young Americans For Freedom Political Action Committee has had considerable time to prepare and file its reports. Further, it does not appear that the request for answers to interrogatories or production of documents is burdensome. The Commission is required by 2 U.S.C. § 437g(a)(8) to act on a complaint filed against a respondent in a timely manner. We expect, and are granting this extension based on your assertions, that you will fully comply with the Commission's request for the filing of reports and the answering of questions and production of documents by the January 4, 1985, deadline.

If you have any questions, please contact Judy Thedford at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

85040545217



LAW OFFICES  
CANTER, KENT & SULLIVAN  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 861-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

December 5, 1984

RECEIVED AT THE FEC  
GCC#5895  
84 DEC 7 AM: 30  
MARYLAND OFFICE  
684 EXECUTIVE BOULEVARD -  
ROCKVILLE, MARYLAND 20852  
(301) 984-1212  
VIRGINIA OFFICE  
605 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(802) 861-0740

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Re: MUR 1707  
Young Americans for Freedom, Inc.

Dear Ms. Thedford:

Reference is made to your letter of November 29, 1984. This letter requests: (1) certain reports regarding the Young Americans for Freedom Political Action Committee; and (2) answers to certain questions concerning the mailing of the "Block letter."

The letter also requests Terrell Cannon, YAF's treasurer, to answer certain questions and to produce certain documents.

As these requests are rather extensive, we would like to request an extension of time to file all of the aforementioned documents. An extension up to and including January 4, 1985 would be greatly appreciated. Of course, we will file the documents as soon as possible.

If you have any questions, please do not hesitate to call.

Very truly yours,

  
MacKenzie Canter, III

MC:mrj

cc: Mr. Richard Hahn

84 DEC 7 AM: 46  
RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL

85040545218

LAW OFFICES

TER, KENT & SULLIVAN

2026 K Street, N. W. Suite 350

Washington, D. C. 20006

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463



WASHINGTON, D.C.  
DEC 7 1984

84 DEC 7 8:50

35040511021



RECEIVED

FBI

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1707
Young Americans for Freedom, Inc.	)	
Young Americans for Freedom	)	
Political Action Committee,	)	
Robert E. Dolan, Treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 23, 1984, the Commission approved and authorized by a vote of 6-0 the sending of the letter and questions to Young Americans for Freedom and Young Americans for Freedom Political Action Committee, as submitted with the General Counsel's Report signed November 19, 1984.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

11-23-84

Date

Judy C. Ransom

for Marjorie W. Emmons  
Secretary of the Commission

85040545220

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

11-20-84, 8:39  
11-20-84, 11:00



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 29, 1984

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young American for Freedom  
Political Action Committee  
Young Americans for Freedom

Dear Mr. Canter:

On May 21, 1984, the Commission found reason to believe that your clients, Young Americans for Freedom Political Action Committee ("YAF-PAC") violated 2 U.S.C. § 434 and Young Americans for Freedom ("YAF") violated 2 U.S.C. §§ 441b(a) and 441d. In response to your letter requesting pre-probable cause conciliation, the Commission on November 14, 1984, denied your request. In doing so, the Commission determined that it would not enter into pre-probable cause conciliation with YAF or YAF-PAC until YAF-PAC filed its delinquent reports and YAF answered questions concerning the mailing of the "Block letter." Therefore, we request that the 1982 Year-End, 1983 Mid-Year, 1983 Year-End, 1984 April Quarterly, 1984 July Quarterly, 1984 October Quarterly, and 1984 Pre-General Election reports be filed by YAF-PAC within ten days of your receipt of this letter.

Further, we have enclosed questions to be answered by YAF's treasurer, Terrell Cannon, and have requested Mr. Cannon to produce certain documents. In your response you raised the issue that the "Block letters" were not sent out during President Reagan's candidacy. President Reagan filed a Statement of Candidacy with the Commission on October 17, 1983, designating Reagan-Bush '84 as his principal campaign committee. On the same day Reagan-Bush '84 filed a Statement of Organization with the Commission. The questions and request for documents seek to elicit information as to when the letters were sent. Please submit the responses to the questions and request for documents within ten days of your receipt of this letter. Answers to the questions should be submitted under oath.

85040545221

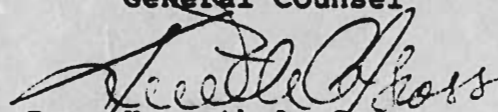


MacKenzie Canter, III  
Page 2

If you have any questions, please contact Judy Thedford at  
(202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel



By: Kenneth A. Gross  
Associate General Counsel

Enclosures  
Questions & Request for Documents

85040545222

**QUESTIONS AND REQUEST FOR DOCUMENTS  
TO YOUNG AMERICANS FOR FREEDOM,  
TERRELL CANNON, TREASURER**

The Federal Election Commission requests that Young Americans for Freedom, Terrell Cannon, as Treasurer, answer in writing, under oath, within ten days, the following questions and produce the following documents. The questions regarding "the letters" refer to an undated letter sent over the signature of Secretary of Agriculture John R. Block on behalf of Young Americans for Freedom, a copy of which is attached and marked Exhibit A.

1. On what date or dates did Young Americans for Freedom contract to have the letters printed? For each contract indicate the number of letters ordered and printed.
  
2. Provide the exact dates on which the letters were mailed and indicate how many letters were mailed on each date.
  
3. What was the cost for each mailing of the letter? Identify the costs by mailing date. If the printing costs and mailing costs were separate, please indicate the amount of each.
  
4. What was the date on which payments were made for each mailing? (Identify by mailing date).
  
5. Provide all documentation in your possession including contracts, cancelled checks, bills, or other supporting documents relating to the printing and mailing of the letters and payment for the letters.

8 5 0 4 0 5 4 5 2 2 3



Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

EXHIBIT 4

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

85040545224

The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984. ← 1-2-84

The election is going to be a head to head struggle between those who cherish America and ~~Her~~ traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

85040545225



Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

85040545226

men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

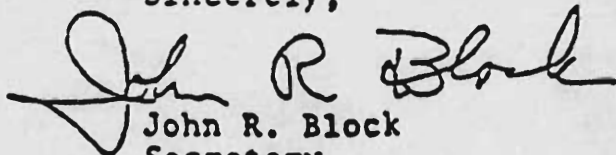
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

85040545227

No. My photograph was damaged as listed below:

( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



8 5 0 4 0 5 4 5 2 2 8



Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

85040545229





FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

MEMORANDUM

TO: Office of the Commission Secretary  
FROM: Office of General Counsel *Cut*  
DATE: November 20, 1984  
SUBJECT: MUR 1707 - General Counsel's Report

The attached is submitted as an Agenda document  
for the Commission Meeting of \_\_\_\_\_  
Open Session \_\_\_\_\_  
Closed Session \_\_\_\_\_

CIRCULATIONS

48 Hour Tally Vote      [ X ]  
    Sensitive            [ X ]  
    Non-Sensitive        [ ]  
  
24 Hour No Objection    [ ]  
    Sensitive            [ ]  
    Non-Sensitive        [ ]  
  
Information              [ ]  
    Sensitive            [ ]  
    Non-Sensitive        [ ]  
  
Other                    [ ]

DISTRIBUTION

Compliance              [ X ]  
Audit Matters            [ ]  
  
Litigation                [ ]  
Closed MUR Letters      [ ]  
  
Status Sheets            [ ]  
Advisory Opinions      [ ]  
  
Other (see distribution  
    below)                [ ]

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\_\_\_\_\_

**SENSITIVE**

RECEIVED  
OFFICE OF THE SEC  
SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

84 NOV 20 8:39

In Matter of	)	
	)	
Young Americans for Freedom, Inc.	)	MUR 1707
Young Americans for Freedom	)	
Political Action Committee,	)	
Robert E. Dolan, Treasurer	)	

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On November 14, 1984, the Commission determined that it would not enter into pre-probable cause conciliation with Young Americans for Freedom (YAF) or Young Americans for Freedom Political Action Committee (YAF-PAC) until YAF-PAC had filed its delinquent reports and YAF had answered questions concerning the mailing of the "Block letter."

Attached for the Commission's review is a letter informing YAF and YAF-PAC of the Commission determination. Also attached are questions pertaining to the dates the "Block letter" was mailed and the costs of the mailings. The Office of General Counsel recommends that the Commission approve and authorize the sending of the attached letter and questions to YAF and YAF-PAC.

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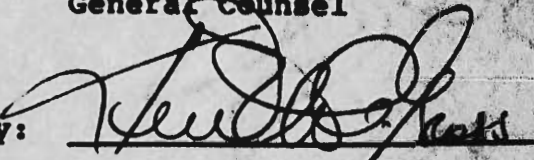
II. RECOMMENDATIONS

1. Approve and authorize the sending of the attached letter and questions to Young Americans for Freedom and Young Americans for Freedom Political Action Committee.

Charles N. Steele  
General Counsel

November, 19, 1954

Date

By: 

Kenneth A. Gross  
Associate General Counsel

Attachments:

- 1) Letter
- 2) Questions

85040545232

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MacKenzie Canter, III, Esquire  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
Young American for Freedom  
Political Action Committee  
Young Americans for Freedom

Dear Mr. Canter:

On May 21, 1984, the Commission found reason to believe that your clients, Young Americans for Freedom Political Action Committee ("YAF-PAC") violated 2 U.S.C. § 434 and Young Americans for Freedom ("YAF") violated 2 U.S.C. §§ 441b(a) and 441d. In response to your letter requesting pre-probable cause conciliation, the Commission on November 14, 1984, denied your request. In doing so, the Commission determined that it would not enter into pre-probable cause conciliation with YAF or YAF-PAC until YAF-PAC filed its delinquent reports and YAF answered questions concerning the mailing of the "Block letter." Therefore, we request that the 1982 Year-End, 1983 Mid-Year, 1983 Year-End, 1984 April Quarterly, 1984 July Quarterly, 1984 October Quarterly, and 1984 Pre-General Election reports be filed by YAF-PAC within ten days of your receipt of this letter.

Further, we have enclosed questions to be answered by YAF's treasurer, Terrell Cannon, and have requested Mr. Cannon to produce certain documents. In your response you raised the issue that the "Block letters" were not sent out during President Reagan's candidacy. President Reagan filed a Statement of Candidacy with the Commission on October 17, 1983, designating Reagan-Bush '84 as his principal campaign committee. On the same day Reagan-Bush '84 filed a Statement of Organization with the Commission. The questions and request for documents seek to elicit information as to when the letters were sent. Please submit the responses to the questions and request for documents within ten days of your receipt of this letter. Answers to the questions should be submitted under oath.

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2

MacKenzie Canter, III  
Page 2

If you have any questions, please contact Judy Thedford at  
(202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosures  
Questions & Request for Documents

85040545234

QUESTIONS AND REQUEST FOR DOCUMENTS  
TO YOUNG AMERICANS FOR FREEDOM,  
TERRELL CANNON, TREASURER

The Federal Election Commission requests that Young Americans for Freedom, Terrell Cannon, as Treasurer, answer in writing, under oath, within ten days, the following questions and produce the following documents. The questions regarding "the letters" refer to an undated letter sent over the signature of Secretary of Agriculture John R. Block on behalf of Young Americans for Freedom, a copy of which is attached and marked Exhibit A.

1. On what date or dates did Young Americans for Freedom contract to have the letters printed? For each contract indicate the number of letters ordered and printed.
2. Provide the exact dates on which the letters were mailed and indicate how many letters were mailed on each date.
3. What was the cost for each mailing of the letter? Identify the costs by mailing date. If the printing costs and mailing costs were separate, please indicate the amount of each.
4. What was the date on which payments were made for each mailing? (Identify by mailing date).
5. Provide all documentation in your possession including contracts, cancelled checks, bills, or other supporting documents relating to the printing and mailing of the letters and payment for the letters.

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USDA

Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

EXHIBIT 4



PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

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⑤  
← 1984  
10/20/84

The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

85040545237



Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

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men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

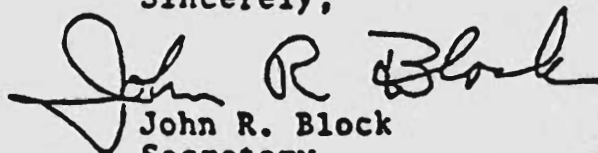
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

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Yes I received my Presidential photograph in fine condition.

No. My photograph was damaged as listed below: **8 5 0 4 0 5**  
 ( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

**Reply to Secretary Block**

Secretary John Block  
 C/O Young Americans for Freedom  
 Woodland Road  
 Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

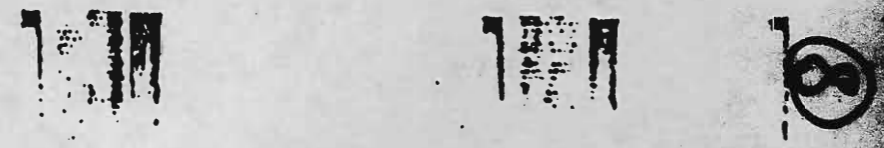
Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



Dear President Reagan,

Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

9

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Young Americans for Freedom, Inc. ) MUR 1707  
Young Americans for Freedom Political )  
Action Committee, Robert E. Dolan, )  
Treasurer )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of November 14, 1984, do hereby certify that the Commission decided by a vote of 6-0 to decline to enter into pre-probable cause conciliation with Young Americans for Freedom and Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, until they have filed the reports at issue in MUR 1707.

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

Attest:

11-14-84

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

85040545242



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO:

CHARLES N. STEELE  
GENERAL COUNSEL

FROM:

MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE:

NOVEMBER 7, 1984

SUBJECT:

OBJECTIONS - MUR 1707 General Counsel's  
Report signed November 1, 1984

The above-named document was circulated to the  
Commission on Friday, November 2, 1984 at 2:00.

Objections have been received from the Commissioners  
as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____ X _____
Commissioner Harris	_____ X _____
Commissioner McDonald	_____ X _____
Commissioner McGarry	_____
Commissioner Reiche	_____

This matter will be placed on the Executive Session  
agenda for Wednesday, November 14, 1984.

85040545243



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: NOVEMBER 6, 1984

SUBJECT: OBJECTIONS - MUR 1707 General Counsel's  
Report signed November 1, 1984

The above-named document was circulated to the Commission on November 2, 1984 at 2:00.

Objections have been received from the Commissioners as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____ X _____
Commissioner Harris	_____ X _____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Reiche	_____

This matter will be placed on the Executive Session agenda for Wednesday, November 14, 1984.

85040545244



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO:

CHARLES N. STEELE  
GENERAL COUNSEL

*MWE*

FROM:

MARJORIE W. EMMONS/JODY C. RANSOM

*JCR*

DATE:

NOVEMBER 5, 1984

SUBJECT:

OBJECTION - MUR 1707 General Counsel's  
Report signed November 1, 1984

The above-named document was circulated to the  
Commission on Friday, November 2, 1984 at 2:00.

Objections have been received from the Commissioners  
as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner Harris	_____ X _____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Reiche	_____

This matter will be placed on the Executive Session  
agenda for Wednesday, November 14, 1984.

85040545245





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
FROM: Office of General Counsel *Cut*  
DATE: November 2, 1984  
SUBJECT: MUR 1707 - General Counsel's Report

The attached is submitted as an Agenda document  
for the Commission Meeting of \_\_\_\_\_  
Open Session \_\_\_\_\_  
Closed Session \_\_\_\_\_

CIRCULATIONS		DISTRIBUTION	
48 Hour Tally Vote	<input checked="" type="checkbox"/>	Compliance	<input checked="" type="checkbox"/>
Sensitive	<input checked="" type="checkbox"/>	Audit Matters	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Litigation	<input type="checkbox"/>
24 Hour No Objection	<input type="checkbox"/>	Closed MUR Letters	<input type="checkbox"/>
Sensitive	<input type="checkbox"/>	Status Sheets	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Advisory Opinions	<input type="checkbox"/>
Information	<input type="checkbox"/>	Other (see distribution below)	<input type="checkbox"/>
Sensitive	<input type="checkbox"/>		
Non-Sensitive	<input type="checkbox"/>		
Other	<input type="checkbox"/>		

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**SENSITIVE**

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY

In the Matter of )  
 )  
Young Americans for Freedom, Inc. )  
Young Americans for Freedom Political )  
Action Committee, Robert E. Dolan, )  
Treasurer )

84 NOV 2 A 9: 00  
MUR 1707

**GENERAL COUNSEL'S REPORT**

**I. BACKGROUND**

On May 22, 1984, the Commission found reason to believe that Young Americans for Freedom, Inc. ("YAF") violated 2 U.S.C. § 441b(a) and § 441d and Young Americans for Freedom Political Action Committee ("YAF-PAC"), Robert E. Dolan, as treasurer violated 2 U.S.C. § 434. Interrogatories were issued to YAF to which responses were received on August 3, 1984. YAF and YAF-PAC have also requested pre-probable cause conciliation.

On August 7, 1984, MUR 1701 was merged into MUR 1707 since both of these matters deal with the same YAF mailing.

**II. LEGAL ANALYSIS**

A) YAF

The responses to the interrogatories issued to YAF disclosed the following facts:

1. YAF is a non-profit, non-stock, membership corporation. Copies of YAF's Article of Incorporation and By-Laws were submitted.
2. Currently there are 5,000 members of YAF.\*
3. The mailing in question was used from July 13, 1983, through March 26, 1984.

\*/ The solicitation letter by YAF states that there are "nearly 100,000 members on 650 college and university campuses."

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4. A total of 1,223,963 letters were mailed. The total cost was \$412,381 and the amount raised was \$510,026. The money raised was used to pay the cost of the mailing and the remainder was applied to administrative costs.

5. YAF paid for all the costs connected with the mailing. The costs were paid from a checking account in the name of Young Americans For Freedom Escrow Account maintained at the George Mason Bank in Fairfax, Virginia.

Before submission of the answers to the interrogatories, YAF requested pre-probable cause conciliation following receipt of the responses. In its cover letter to the Commission enclosing the answers to the interrogatories, YAF noted that the funds being raised by the mailing were being raised for YAF and not for Reagan's re-election. YAF contends that the funds were being raised as part of a membership drive without any intention of expending the funds raised directly for President Reagan's re-election. The respondent also argues that at the time the mailings were being used, July of 1983 through March of 1984, President Reagan's re-election campaign was not active.

A copy of the decision in the Federal Election Commission v. Massachusetts Citizens for Life, Inc was enclosed. YAF feels the decision is pertinent to this matter and contends that YAF is not in violation of 2 U.S.C. § 441b.

2 U.S.C. § 441b(a) prohibits a corporation from making a contribution or expenditure in connection with any election to Federal office.

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It is the General Counsel's recommendation that the YAF letter signed by Secretary Block constitutes an expenditure by YAF in connection with the re-election of President Reagan. In making this recommendation, this Office relies on the language of the YAF letter. The following excerpts reflect that although the letter is soliciting new members for YAF it also makes numerous references to President Reagan's re-election in 1984 and states that the funds raised will be put to that cause. Below are some excerpts which support this position:

"The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984."

"The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan."

"As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom."

"Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast."

"Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans."

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"And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there."

An official White House photograph of President Reagan was also enclosed in each letter. The reply card to YAF clearly states that the funds will be used to support the President. The following statement appeared on the reply card:

"I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution...."

The reader is clearly given the impression that a contribution to YAF will be to the benefit of President Reagan's re-election in 1984. Nowhere is the contributor given notice that he will become a "member" of YAF.

The respondent also argues that President Reagan's re-election campaign was not active during the time the mailing was being used. The Office of General Counsel disagrees. On October 17, 1983, Reagan-Bush '84 filed a Statement of Organization stating that it was the principal campaign committee of Ronald Reagan for the office of the presidency in 1984. On the same date, Mr. Reagan filed a Statement of Candidacy designating Reagan-Bush '84 as his principal campaign committee. Furthermore, the 1983 Year End Report filed by Reagan-Bush '84 disclosed receipts of approximately 4 million and disbursements of approximately 2 million as of December 31, 1983.

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The Office of General Counsel concludes therefore that Mr. Reagan's re-election effort was active during the major portion of the time the letter was being used by YAF.

The Commission also found reason to believe that YAF violated 2 U.S.C. § 441d. 2 U.S.C. § 441d states that whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate such communication should include an appropriate notice stating who paid for and authorized the communication.

As noted in the discussion above, for purposes of the Act, President Reagan became a candidate in October 1983. Therefore, any mailings of the YAF solicitation after this date would be "expressly advocating the election of a clearly identified candidate." The Office of General Counsel, therefore, concludes that the mailing should have included the appropriate 2 U.S.C. § 441d notice.

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B) YAF-PAC

2 U.S.C. § 434 for failing to file its 1982 Year-End report and 1983 and 1984 reports. Counsel has indicated that YAF has had difficulty in obtaining bank records from two banks, First Virginia Bank and First American Bank, at which YAF-PAC had accounts. Counsel states that these records are needed so that YAF can file out its reports of receipts and expenditures. According to Counsel, the Vice-President of the First Virginia Bank refuses to release any records until the signature of the person who has signature authority over the account is presented. YAF-PAC is unsure of the identity of this person and is trying to locate the individual. Bank records were also requested from First American Bank. A July 31 phone call from YAF-PAC stated that records were being copied at YAF-PAC's expense and hopefully the reports would be complied shortly.

As of this date, no reports have been received.

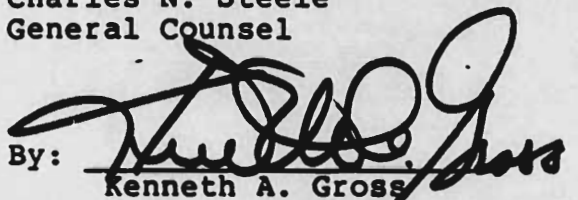
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**III. RECOMMENDATION:**

- 1) Enter into pre-probable cause conciliation with Young Americans for Freedom and Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer.
- 2) Approve the attached conciliation agreements.
- 3) Approve the attached letter.

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

Nov. 1, 1984  
Date

- Attachments**
- I. Response from Respondents (pages 1-52)
  - II. Letter to Respondents (page 53)
  - III. Conciliation Agreements (pages 54-61)



LAW OFFICES  
**CANTER, KENT & SULLIVAN**

2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 881-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

OF COUNSEL  
PERRIN A. FENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

MARYLAND OFFICE  
6241 EXECUTIVE BOULEVARD  
ROCKVILLE, MARYLAND 20852  
(301) 984-1212

VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(202) 881-0740

July 9, 1984

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

RE: MUR 1701  
Young Americans for  
Freedom Political  
Action Committee,  
Robert E. Dolan,  
Treasurer

Dear Ms. Thedford:

Please be advised that, as counsel for Young Americans for Freedom Political Action Committee, we are making every possible effort to comply with the filing requirements outlined in the complaint.

However, we are encountering difficulties in gathering the information necessary to file complete and accurate reports. We have requested the relevant information from the financial institutions involved and have asked them to expedite the process. We have requested copies of all bank statements and copies of all cancelled checks and deposit receipts if possible and practicable.

As soon as we obtain all the information necessary to complete the reports we will forward them to the Commission.

Very truly yours,



MacKenzie Canter III

MC:lea

85040545254

①

LAW OFFICES  
CANTER, KENT & SULLIVAN  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 861-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

July 11, 1984

MAILED 15 DEC  
84 JUL 11 P 4: 16  
MARYLAND OFFICE  
6841 EXECUTIVE BOULEVARD  
ROCKVILLE, MARYLAND 20852  
(301) 984-1212

VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22304  
(802) 861-0740

12:10:07

Judy Thedford, Esquire  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C.

Re: MUR 1707  
Young Americans for Freedom, Inc.  
Woodland Road, P.O. Box 1001  
Sterling, Virginia

Dear Ms. Thedford:

This letter shall confirm our conversation of yesterday in which the respondent identified above was granted an extension until the end of July, 1984, in which to answer the interrogatories propounded with the notice of complaint.

The respondent was also granted an extension until the end of July to show cause why the Commission should not find reason to believe that a violation of the Federal Election Campaign Act has occurred.

I have enclosed the original designation of counsel form, executed by an officer of the respondent, for your records.

Also, please be advised, at your convenience, following receipt by you of the respondent's answer to interrogatories, the respondent wishes to enter into pre-finding conciliation discussions.

Also, as we discussed, I will alter the interrogatories to show that they are addressed to the Treasurer of the respondent, Mr. Cannon, and not to Mr. Lesley who is no longer an officer of the corporation.

Please call me if you have any questions.

Yours very truly,

Mackenzie Canter, III

MC:mrj  
Enclosure

cc: Mr. Richard Hahn  
Mr. Ralph Galliano

5525454054040508

(2)

LAW OFFICES  
**CANTER, KENT & SULLIVAN**  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 861-0740

84 JUL 23 9:16

MAKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
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VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(202) 861-0740

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

July 19, 1984

GCC  
#4112

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

RE: MUR 1707  
Young Americans for Freedom  
Political Action Committee

Dear Judy:

This letter will serve to summarize the items discussed at our meeting of July 16, 1984.

As discussed, a Vice President at First Virginia Bank has refused a request to release the bank records needed to file the reports. He says he needs the signature of a person who has signature authority over the account. We are not sure who has this authority. We will try to locate this person or persons.

If this attempt fails we may have to call upon your office to subpoena the bank records.

We have also requested bank records from the First American Bank.

As you can see, we are making every possible effort to comply with the filing requirements.

If you have any questions, please do not hesitate to call.

Sincerely,

Dan

Daniel A. Cassano, Esq.

DAC:lea

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Thedford

LAW OFFICES  
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2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 861-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

MARYLAND OFFICE  
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(301) 884-1812

VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(202) 861-0740

August 2, 1984

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

7  
RE: MUR 1701 for  
Young Americans for Freedom

Dear Ms. Thedford:

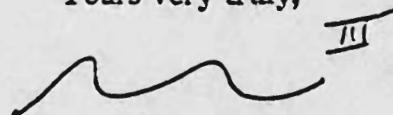
Enclosed please find the answers to interrogatories and request for documents Young Americans for Freedom ("YAF") received from the FEC in a letter dated May 24, 1984. On behalf of YAF, the interrogatories have been answered by Terrell Cannon, Esquire, Treasurer of the Organization.

We would like to point out that in sending the letters at issue, YAF was not attempting to raise funds for the re-election of President Reagan. YAF is a politically conservative organization which supports President Reagan's views and policies. However, the letters were sent as part of YAF's membership drive with no intention of expending any funds raised directly for President Reagan's re-election. Furthermore, at the time the letters were sent, from July of 1983 through March of 1984, President Reagan's re-election campaign was not active.

Also enclosed for your reference is a recent U.S. District Court decision Federal Election Commission v. Massachusetts Citizens for Life, Inc. dated June 29, 1984. We feel that Judge Garrity's decision in that case is pertinent to MUR 1701 and indicates as we contend, that YAF is not in violation of 2 U.S.C. Section 441b.

I would welcome the opportunity to discuss this matter with you further.

Yours very truly,



MacKenzie Canter, III

MC:lea

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ANSWERS TO INTERROGATORIES AND REQUEST FOR  
DOCUMENTS FROM TERRELL CANNON, ESQUIRE,  
TREASURER OF YOUNG AMERICANS FOR  
FREEDOM, INC.

Terrell Cannon, Esquire, Treasurer of Young Americans for Freedom,  
hereby responds to the interrogatories and request for documents as follows:

1. State your name, address and principal place of business.

Terrell Cannon, Esquire, 3141 Prarie Road, Lincoln, Nebraska 68506.

My principal place of business is in Lincoln, Nebraska.

2. List your position, duties and responsibilities with Young Americans  
for Freedom.

I am Treasurer of Young Americans for Freedom, Inc. (hereinafter  
referred to as "YAF"). As Treasurer, I oversee the care and custody  
of YAF's funds and the its receipts and disbursements.

3. Describe the form of organization that Young Americans for Freedom  
represents (e.g., corporation, corporation without capitol stock,  
membership organization).

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YAF is a non-profit, non-stock, membership corporation.

4. If applicable, provide copies of the articles of incorporation and bylaws pertaining to Young Americans for Freedom.

Copies of the Organization's articles of incorporation and by-laws are enclosed.

5. If your answer to question 3, above, is membership organization, state the requirements of membership in the Young Americans for Freedom. If the requirements are in writing, provide a copy of the materials in which the requirements appear.

Pursuant to Section 4 of the Bylaws, the membership requirements for YAF are as follows:

- a) an individual who is an American citizen; and
- b) agrees with the organization's beliefs as outlined in Article 3, Section 1 of the by-laws, copy attached.

Any individual 39 years of age or younger who meets membership requirements and pays annual dues qualifies as a member of YAF.

Any individual over the age of 39 who meets the membership requirements and pays annual dues is designated Associate member.

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The membership requirements are listed in Article Four of the enclosed copy of YAF's By-laws.

6. If your answer to question 3, above, is membership organization, state the number of individuals who are currently members of Young Americans for Freedom.

Currently, there are approximately 5000 members of YAF.

7. On what date or dates was the letter mailed?

The mailings occurred from July 13, 1983 until March 26, 1984.

8. How many of the letters were mailed?

A total of 1,223,963 letters were mailed during the above-referenced time period.

9. To whom were the letters mailed? (e.g., general public, members, stockholders, executive and administrative personnel of Young Americans for Freedom)

The letters were mailed to those persons and entities who have made contributions to conservative causes in the past.

10. State who paid for all costs in connection with the mailing of the letter. In this connection, please identify each account from which disbursements were made including the account number, the name and address of the financial institution at which the account is or was maintained, the name of the account and the type of the account.

YAF paid for all costs connected with the mailings.

Disbursements for such costs were made from the Young Americans for Freedom Escrow Account, account number 14001, located at George Mason Bank, 11185 Main Street, Fairfax, Virginia 22030. This account is a checking account.

11. What was the total cost expended in the mailing of the letter (stationery, printing, postage, mailing list, etc.)?

The total costs incurred in connection with the mailings were \$412,381.00.

12. What amount of money was received as a result of the mailing of the

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letter?

The total of \$510,026.00 was received in response to the mailings.

13. How was the money used which was received as a result of the mailing of the letter?

The funds received as a result of the mailings were applied to cover the costs of the mailings with the remainder held by YAF and applied to administrative costs.

14. Provide the names and addresses of the officers, employees or agents of Young Americans for Freedom who were involved in the sending of the letter (excluding the names and addresses of clerical staff).

a) Sam Pimm

394 East Saddle River Road

Upper Saddle River, New Jersey 07458

b) Jim Lacy

429 Cameron Street

Alexandria, Virginia 22314

*Terrell Cannon*

Terrell Cannon

Treasurer

Young Americans for Freedom

STATE: Nebraska

COUNTY: Lancaster

Subscribed and sworn before me this 1 day of ~~July~~ <sup>August</sup>

1984.

STATE OF NEBRASKA  
GENERAL NOTARIAL  
OFFICE OF THE CLERK  
COMMISSION EXPIRES  
NOTARY PUBLIC  
*Terrell Cannon*

My commission expires: July 23, 1986

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# State of DELAWARE



## Office of SECRETARY OF STATE

I, Glenn C. Kenton, Secretary of State of the State of Delaware,  
do hereby certify that the attached is a true and correct copy of  
Certificate of Incorporation  
filed in this office on March 28, 1961

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Glenn C. Kenton  
Glenn C. Kenton, Secretary of State

BY: H. Scagg

DATE: July 20, 1982

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CERTIFICATE OF INCORPORATION  
OF  
YOUNG AMERICANS FOR FREEDOM, INC.

FIRST: The name of the corporation is Young Americans for Freedom, Inc.

SECOND: Its principal office in the State of Delaware is located at No. 100 West Tenth Street in the City of Wilmington, County of New Castle. The name and address of its resident agent is THE CORPORATION TRUST COMPANY, No. 100 West Tenth Street, Wilmington 99, Delaware.

THIRD: Young Americans for Freedom, Inc. is a non-profit, non-sectarian, voluntary membership corporation.

The objects or purposes to be promoted or carried on are:

1. To maintain an organization for young American people who believe in the following:

That foremost among the transcendent values is the individual's use of his God-given free will, whence derived his right to be free from the restrictions of arbitrary force;

That liberty is indivisible, and that political freedom cannot long exist without economic freedom;

That the purposes of government are to protect these freedoms through the preservation of internal order, the provision of national defense, and the administration of justice;

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That when government ventures beyond these rightful functions, it accumulates power which tends to diminish order and liberty:

That the Constitution of the United States is the best arrangement yet devised for empowering government to fulfill its proper role, while restraining it from the concentration and abuse of power:

That the genius of the Constitution -- the division of powers -- is carried up in the clause which reserves primary to the several states, or to the people, in those spheres not specifically delegated to the Federal Government;

That the market economy, utilizing resources by the free play of supply and demand, is the single economic system compatible with the requirements of freedom and constitutional government; that it is at the same time the most productive supplier of human needs;

That when government intervenes in the work of the market economy, it reduces the moral and material well-being of the nation; that when it takes steps to hinder or restrict the free play of the incentives of the market, it diminishes the growth and the moral character of the nation;

That we will be free only if we have the national sovereignty of the United States; we are free only if we have the right to defend our rights; and we can exist only if we have the right to defend those rights; that we are free only if we have the right to defend those rights;

That the forces of international Communism are, at present, the greatest single threat to these liberties;

That the United States should strive to bring about a world in which these liberties are secure;

That American foreign policy must be judged by this criterion: does it serve the just interests of the United States?

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2. To provide aid and information to such young people throughout the nation who may desire it to assist them in achieving and maintaining the political realization of the beliefs stated in Paragraph 1 hereof.

3. To carry on all activities, both locally and nationally, by way of discussion and assembly that may be necessary to achieve and maintain the political realization of the beliefs stated in Paragraph 1 hereof.

In furtherance of, and not in limitation of the general powers conferred by the laws of the State of Delaware, and the objects and purposes herein set forth, it is expressly provided that this corporation shall also have the following powers, viz:

Acting, through its Board of Directors, its National Chairman and other officers, subject to the powers and restrictions of this Certificate of Incorporation, and its By-Laws, to do all such acts as are necessary or expedient to the attainment of the objects and purposes herein set forth, and to the same extent and as fully as any natural person might or could do.

To purchase, lease, hold, sell, mortgage, or otherwise acquire or dispose of real or personal property; to enter into, make, perform or carry out contracts of every kind with any person, firm, corporation or association; to do any act necessary or expedient for carrying out any and all of the aforesaid objects and purposes and all of the objects and purposes not specifically mentioned herein.

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and not forbidden by the laws of the State of Delaware.

To have offices and promote and carry on its objects and purposes within or without the State of Delaware, in other states, the District of Columbia, and the territories of the United States.

In general, to have all powers conferred upon a corporation by the laws of the State of Delaware, except as herein prohibited, or forbidden by the By-Laws of this corporation.

FOURTH: The corporation shall not have any capital stock, and the conditions of membership shall be stated in the By-Laws of the corporation.

FIFTH: The names and places of residence of the incorporators, are as follows:

<u>Name</u>	<u>Residence</u>
Robert M. Schuchman	1576 Odell Street New York 20, N. Y.
John W. McGrath III	99 Kensington Road Frenkville, N. Y.
Samuel S. Wiley	1401 Jones Road Brooklyn 9, N. Y.

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or committees shall have such name or names as may be stated in the By-Laws of the corporation or as may be determined from time to time by resolution adopted by the board of directors. The directors of the corporation may, if the By-Laws so provide, be classified as to term of office. The corporation may elect such officers as the By-Laws may specify, who shall, subject to the provisions of the statute, have such titles and exercise such duties as the By-Laws may provide. The board of directors is expressly authorized to make, alter or amend the By-Laws of this corporation.

This corporation may in its By-Laws confer powers upon its board of directors in addition to those conferred upon them by the statute, and in addition to the powers and authorities conferred upon them by the statute, provided that the board of directors shall not exercise any power or authority conferred upon it by statute upon the stockholders.

NINTH: Meetings of members may be held in any part of the State of Michigan, if the By-Laws so provide, and the same may be held by proxy, subject to the restrictions contained in the By-Laws, and the validity of the same shall not be affected by the fact that the meeting was held in violation of the By-Laws of the corporation, if the By-Laws so provide.

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STATE OF NEW YORK  
COUNTY OF NEW YORK

} ss.

BE IT REMEMBERED that on this *27th* day of March,  
A. D. 1961, personally came before me, a Notary Public for  
the State of New York, ROBERT H. SCHNEIDER, JOHN W. HOFFMAN III  
and FERNANDIN W. POLY, all of the parties to the foregoing  
Certificate of Incorporation, known to me personally to be  
such, and severally acknowledged the said Certificate to be  
the act and deed of the signers respectively, and that the  
facts therein stated are truly set forth.

Witness my hand and seal of office this \_\_\_\_\_ day of \_\_\_\_\_  
and year aforesaid.

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TENTH: The corporation reserves the right to amend, alter, change or repeal any provision contained in this Certificate of Incorporation, in the manner now or hereafter prescribed by statute, and all rights and powers upon members herein are granted subject to this reservation.

ELEVENTH: At the annual meeting of the corporation and at all other general meetings of the members, only those members who are chosen as delegates, as provided in the By-Laws, shall be empowered to vote. Each delegate shall have one vote.

WE, THE UNDERSIGNED, the incorporators hereinbefore named, for the purpose of perfecting the corporation pursuant to Chapter 1 of the Code, do make this Certificate, being duly verified, and declaring that the facts herein stated are true, and we have hereunto set our hands and seals this 19th day of A. D. 1961.

*Paul H. ...*

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## YOUNG AMERICANS FOR FREEDOM, INC.

## ARTICLE ONE - NAME

Section 1. The name of this Corporation shall be Young Americans for Freedom, Inc.

## ARTICLE TWO - SEAL

Section 1. The seal of the Corporation shall be circular in form and shall bear the name of the Corporation, the year of its organization and the words, "Corporate Seal, Delaware."

## ARTICLE THREE - PURPOSES

Young Americans for Freedom is a non-profit, non-sectarian, non-partisan, voluntary membership Corporation. The objects or purposes to be promoted or carried on are:

Section 1. To instruct, train, inform and educate the public on current national and local issues on subjects beneficial to the community consistent with and for the promotion of the principles outlined in the Sharon Statement (see below). In so doing, through public discussion groups, forums, panels, lectures and other similar programs through mail or on radio or television, an effort will be made to present a sufficiently full and fair exposition of the pertinent facts to permit an individual or the public to form an independent opinion or conclusion.

## The Sharon Statement

That foremost among the transcendent values is the individual's use of his God-given free will, whence derives his right to be free from the restrictions of arbitrary force;

That liberty is indivisible, and that political freedom cannot long exist without economic freedom;

That the purposes of government are to protect these freedoms through the preservation of internal order, the provision of national defense, and the administration of justice;

That when government ventures beyond rightful functions, it accumulates power which tends to diminish order and liberty;

That the Constitution of the United States is the best arrangement yet devised for empowering government to fulfill its proper role, while restraining it from the concentration and abuse of power;

That the genius of the Constitution—the division of powers—is summed up in the clause which reserves primacy to the several states, or to the people, in those spheres not specifically delegated to the Federal government;

That the market economy, allocating resources by the free play of supply and demand, is the single economic system compatible with the requirements of personal freedom and constitutional government, and that it is at the same time the most productive supplier of human need;

That when the government interferes with the work of the market economy it tends to reduce the moral and physical strength of the nation;

That when it takes from one man to bestow on another, it diminishes the incentive of the first, the integrity of the second, and the moral autonomy of both;



That we will be free only so long as the national sovereignty of the United States is secure; that history shows periods of freedom are rare, and can exist when free citizens concertedly defend their rights against all enemies; That the forces of international communism are, at present, the greatest single threat to these liberties;

That the United States should stress victory over, rather than co-existence with, this menace;

and

That American foreign policy must be judged by this criterion: Does it serve the just interests of the United States?

Section 2. To promote social welfare and individual freedom; to study on a non-partisan basis proposed legislation by the Congress of the United States, State Legislatures or local governing bodies, or other governmental bodies or agencies affecting social and economic problems facing individuals; to support an alliance of citizens interested in preserving and enhancing individual freedom for all Americans to support, propose or oppose such proposals affecting the individual

Section 3. To encourage the holding of regular public meetings by the national organization and local chapters for the presentation of panel discussions, lect film presentations or other educational material. In addition, YAF's educational literature (books, articles, pamphlets, issue papers, etc.) will be distributed and made available to the public, with the objective of getting the widest possible audience. Through the national, regional and local chapter organizations, to make available, from time to time, additional educational literature, tapes, films and other research materials, to aid in obtaining quality speakers, public officials, business, journalistic and academic leaders; to maintain an ongoing contact with all members and supporters relating to membership information, educational programs and activities, and ideas for new research and activist educational civic programs and projects; and to raise the needed money through direct mail and other solicitations to finance these activities, educational programs and projects, etc.

Section 4. To sponsor, from time to time, national, regional and local seminars, public meetings, conducted by lecturers, speakers and panels from various other organizations for the purpose of educating the public and providing local forums for alerting the public to legislative and other governmental actions imminent, planned or already operative, in promotion of the principles outlined in the 3rd statement (see above).

Section 5. To provide aid and information to students and such young people throughout the nation who may desire it to assist them in achieving and maintaining the political realization of the beliefs stated in Section 1. of this Article.

## ARTICLE FOUR—MEMBERSHIP

Section 1. Any individual who is an American citizen, no older than 39 years of age and in agreement with the beliefs stated in Article Three, Section 1 of these By-Laws, may become a member of Young Americans for Freedom, Inc., upon completion of a membership form and payment of annual dues to the National Office.

Section 2. Any individual who is over 39 years of age, who is an American citizen and in agreement with the beliefs as stated in Article Three, Section 1 of these By-Laws may become an associate member of Young Americans for Freedom, Inc., upon completion of a membership form and payment of annual dues to the National Office.

Section 3. The National Chairman may refuse to accept an application for membership from, or suspend the membership of any individual who engages in activities which constitute anti-semitism, racism, facism, communism, religious discrimination or which are contrary to the interests of Young Americans for Freedom. The National Chairman's action under this section shall be subject to review by the Policy Committee. All powers granted in this section to the National Chairman or the Policy Committee are also granted to the Board of Directors and any decision of the Policy Committee shall be subject to review by the Board of Directors. All such action shall be communicated to the Board of Directors and to the individual concerned and the membership shall be revoked twenty (20) days after such communication, unless the member involved or any director shall object, in which case such action shall be final only upon approval of a 2/3 vote by the Board of Directors.

Section 4. No personal benefits shall inure any member, director, or officer of the Corporation except that reasonable compensation may be paid for or on behalf of the Corporation.

Section 5. Each member and associate member of the Corporation shall pay dues in amounts to be established by action of the Board of Directors.

Section 6. Any member may terminate his membership by written resignation at any time.

## ARTICLE FIVE—BOARD OF DIRECTORS

Section 1. All powers of the Corporation shall be exercised by the Board of Directors who may delegate to officers and to committees of their own number such powers as they may see fit in addition to such powers as are specified in these By-Laws.

Section 2. The number of Directors which shall constitute the whole Board shall not exceed twenty-five (25).

Section 3. The Board of Directors shall elect from among the membership of the Corporation, seven (7) individuals who shall serve as Directors of the Corporation for a term of two (2) years and until their successors have been elected and qualified. They shall be elected at least sixty (60) days prior to the National Convention.

Section 4. The members of the Corporation within the Regions shall elect biennially a Director from each Region for a term of two (2) years, provided that Directors elected in this manner in 1977 shall serve only until new elections are held in the first 5 months of 1978. Thereafter, these elections shall be in the first 5 months of even numbered years.

Section 5. The National Convention delegates shall elect among the membership of the Corporation, nine (9) individuals who shall serve as Directors of the Corporation for a term of two (2) years.

Section 6. To be eligible for election to the Board of Directors, under section 4 or 5 or this Article 5, a candidate must have been on the record date set for election pursuant to Article Thirteen, section 2, a Chapter Chairman, State Chairman, a member of the State Executive Committee, a Regional Representative, or a National Director.

Section 7. The Board of Directors shall meet at least twice a year at the call of the Chairman or a majority of the Policy Committee, and at a time and place specified in the call. Notice of all regular meetings shall be mailed to each director not less than twenty one (21) days prior to the date of the meeting.

Section 8. On the written petition of eight (8) members of the Board of Directors such petition to be submitted to the National Chairman, the Board shall meet at the National Office of the Corporation not less than five (5) days nor more than fifteen (15) days after receipt of said petition by the National Chairman, to discuss and vote upon the specific issues raised by such petition.

Section 9. At all meetings of the Board of Directors, one-third of the membership of the Board of Directors shall constitute a quorum.

Section 10. Any vacancies occurring on the Board of Directors may be filled by a majority vote of the Directors then in office.

Section 11. No individual employed as a full-time regularly salaried employee



of Young Americans for Freedom, Inc., or any regional unit thereof, may serve as an officer or director of the Corporation, provided that nothing herein shall prohibit temporary employment not exceeding 3 months in any 12 month period.

Section 12. Any Director may terminate his membership on the Board by written resignation at any time.

Section 13. A director may be removed from the Board for just cause by two-thirds vote of those Directors present and voting at any officially constituted meeting of the Board, provided that twenty-one (21) days notice of such proposed action is given to the members of the Board. In cases of removal, the action of the Board shall be final.

Section 14. All members of the Board shall serve from the time of their election until their successors are elected (all other provisions of these By-Laws to the contrary notwithstanding).

Section 15. The Board of Directors may hold their meetings and keep the books of the Corporation outside of the State of Delaware.

Section 16. Notice of any meeting of the Board of Directors need not be given to any Director if it be waived by him in writing, whether before or after such meeting is held, or if he is present at such meeting, except where a Director attends a meeting for the express purpose of objecting to the transaction of business because the meeting is not lawfully called or convened; and any meeting of the Board shall be a legal meeting without notice thereof having been given, if all of the Directors are either present thereat or waive notice thereof.

Section 17. Any action which may be taken by the Board of Directors may be taken without a meeting if a consent in writing, setting forth the action so to be taken, shall be signed by all the Directors. Such consent shall have the same effect as a unanimous vote.

Section 18. No notice shall be required for the organizational meeting of the Board of Directors which shall be held immediately after the election of Board members by the National Convention.



## ARTICLE SIX—OFFICERS

Section 1. The general officers of the Corporation shall be the National Chairman, Vice-Chairman, Secretary, and Treasurer, who must be members of the Board of Directors.

Section 2. The National Chairman shall be elected by the National Convention delegates for a two (2) year term subject to removal for just cause by an affirmative vote of three-fourths (3/4) of the entire Board of Directors. He must previously, and at the time of his election, be a member of the Board. The other general officers shall be elected by the Board of Directors for a two (2) year term, subject to the removal from their offices but not from the Board of Directors. All general officers shall be elected at the organizational meeting of the Board of Directors, or at Adjournments or continuances thereof. They shall serve until the election of their successors.

Section 3. The National Chairman shall be the Chairman of the Board of Directors, senior officer of the Corporation, and shall determine the policy and have general supervision of the affairs of the Corporation subject to the direction of the Board of Directors. The National Chairman shall preside at all meetings of the Corporation, Board of Directors, and Policy Committee. He shall appoint subject to the approval of the Board of Directors, all committees, temporary or standing. He shall see that all books, records, reports and certificates as required by law are properly filed or kept, and he shall have sole authority to contract for professional personnel to assist with such matters. He shall have authority to exercise the powers granted by Article Seventeen, Section One of these By-Laws, and he shall be one of the officers who may sign checks or drafts of the Corporation provided that such drafts or checks are also signed by one other person authorized by the Board of Directors.

Section 4. The Vice-Chairmen shall serve as Chairman in case of the disability, illness, death or absence of the Chairman, until a successor is elected.

Section 5. The Secretary shall attend all meetings of the Board of Directors and Policy Committee; shall record all of the proceedings and votes of these meetings, and may sign the notices of the meetings thereof. The Secretary shall keep the minutes and records of the Corporation in appropriate books. It shall be the duty of the Secretary to file any certificate required by any statute, federal or state. He shall give and serve all notices to members of the Corporation, shall perform, in general, the duties incident to the office of Secretary subject to control of the National Chairman, Board of Directors, and the provisions of the By-Laws. The Secretary shall be one of the officers authorized to sign checks or drafts of the Corporation provided that such drafts or checks are also signed by one other authorized Director.

Section 6. The Treasurer shall have the care and custody of the corporation funds and securities and shall keep full and accurate accounts of the receipts and disbursements of all monies received and paid by him on account of the Corporation; he shall exhibit such books of account and records to any of the Directors at any time upon request at the office of the Corporation and shall render a detailed statement to the Directors as often as they shall require it. He shall cause to be deposited in such regular business bank or trust company as the Board of Directors may authorize the funds of the Corporation.

Section 7. If a vacancy shall occur in any office of the Corporation, the Board of Directors shall elect a successor to complete the unexpired term.

## ARTICLE SEVEN--POLICY COMMITTEE

Section 1. The Policy Committee shall consist of the National Chairman, the Vice-Chairman, the Treasurer, the Secretary, and three members at large elected by the Board of Directors from its own membership. At meetings of the Policy Committee, the National Chairman shall preside, or in his absence, the Vice-Chairman, or a chairman protempore elected by the Committee.

Section 2. The Policy Committee shall have the power, when the Board of Directors is not in session, to take any action within the power of the Board, except upon such matters as may be by law, or these By-Laws, require action by the Board of Directors itself. Notice of all actions taken by the Policy Committee shall be given to all members of the Board of Directors.

Section 3. All decisions of the Policy Committee shall be subject to subsequent ratification by the Board of Directors.

Section 4. Meetings of the Policy Committee may be called by the National Chairman or shall be called by the Secretary at the request of any two members of the Committee. Notice of all Policy Committee meetings shall be mailed to each member of the Committee not less than seven (7) days prior to the date of the meeting.

Section 5. A quorum for the Policy Committee shall be five (5) members.



## ARTICLE EIGHT--STANDING COMMITTEES

Section 1. The Chairman of standing committees, approved by the Board of Directors, may be selected from inside or outside the Board of Directors.

Section 2. There shall be an Advisory Board. The Advisory Board and its Chairman shall be appointed by the National Chairman subject to approval of the Board of Directors. Prominent individuals may be invited to serve on the Advisory Board. Such members will serve only in an advisory capacity with no voting privileges.

Section 3. The Chairman shall appoint, subject to the approval of the Board of Directors, the editor of THE NEW GUARD, the official publication of Young Americans for Freedom, Inc.

## ARTICLE NINE--REGIONS

Section 1. For organizational purposes, geographic regions shall be established by resolution of the Board of Directors.

Section 2. The National Chairman may appoint a regional representative of the Corporation in each Region to be known by that title. Such appointment must be approved by a majority of the members of the Board of Directors from that Region. The duties of such representatives shall be prescribed by the National Chairman and he shall carry out his duties under the supervision of the National Executive Director.

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## ARTICLE TEN--STATE ORGANIZATIONS

Section 1. The Corporation has the obligation of establishing state organizations for the purpose of building local chapters and coordinating state projects.

Section 2. The National Chairman, after consultation with appropriate national, state, and local leadership of Young Americans for Freedom shall appoint all state chairman subject to review by the Board of Directors. Each state chairman shall serve for a term of six months, subject to removal by national chairman for cause. State chairman shall be eligible for reappointment.

Section 3. The State Chairman shall have general supervision of the affairs of the Corporation in his state consistent with the National Policies of Young Americans for Freedom. The State Chairman shall appoint all other officers of the state organization, including the members of the State Executive Committee who shall serve at his pleasure. He may not authorize the election of an officer or official of Young Americans for Freedom unless such election is authorized by these By-Laws.

Section 4. The Board of Directors may, by resolution, establish duties to be performed by the State Chairman.

Section 5. In no event shall the Corporation be liable for debts incurred by State organizations or officers.

Section 6. Under no circumstances may a state organization incorporate under the laws of its state.

## ARTICLE ELEVEN—CHAPTERS

Section 1. The Corporation may charter local chapters which shall carry out, subject to the direction of the State Chairman, activities within its own area directed toward furthering the purposes of Young Americans for Freedom, Inc. No chapter may engage in activities which constitute anti-semitism, racism, facism, communism, religious discrimination or anything contrary to the Sharon Statement, in conflict with the National By-Laws, or contrary to the interests of Young Americans for Freedom.

Section 2. Five (5) or more members of Young Americans for Freedom, Inc. may apply to the National Office for a charter as a chapter of Young Americans for Freedom, Inc.

Section 3. A charter may be issued by the National Chairman, after consultation with the appropriate State Chairman. Unless exception is taken in writing, within fifteen (15) days, by one of the above persons, from the date the charter application is mailed to the State Chairman for approval, the charter shall be issued by the National Chairman.

Section 4. If exception is taken to the decision of the National or State Chairman in accordance with Section 3 of this Article, an appeal may be made to the Policy Committee. It shall be the responsibility of the National Chairman to obtain full particulars of the case at issue. The charter may be approved by a three-fifths vote of the Policy Committee.

Section 5. Chartered chapters shall draft their own By-Laws in accordance with the National By-Laws. Chapters shall file a copy of their By-Laws with the State Chairman and the National Office.

Section 6. All voting members and/or officers of a chapter must be members of Young Americans for Freedom, Inc., as constituted in Article Four, Section 1.

Section 7. No chapter may use the name of an existing chapter in the same state. No chapter may use a word denoting any of the following geographical areas without the approval of the State Chairman: "county," "Congressional district," "metropolitan" or "greater".

Section 8. Names of chapters, or changes in the names of chapters, are subject to review of the National Board of Directors.

Section 9. Any and all statements and any and all activities carried out by a chapter must be done in the name of that local chapter.

Section 10. It is the obligation and responsibility of newly elected chapter officers to notify the State Chairman and National Chairman of any changes of chapter officers.

Section 11. Chapter officers are responsible for the debts incurred on behalf of the local chapter. Neither the Corporation or the state organization is in any way responsible for debts of a chapter.

Section 12. The charter of any chapter operating in a manner contrary to the By-Laws of the Corporation may be revoked or suspended by a five-sevenths vote of the Policy Committee, subject to ratification by two-thirds vote of the Board of Directors at its next meeting.

Section 13. Under no circumstances may a chapter incorporate under the laws of its state.



## ARTICLE TWELVE—COUNCILS

Section 1. Councils may organized for the purposes of coordinating the activities of chapters. A council must apply for a charter from the National Office in same manner as a chapter.

Section 2. Councils composed solely of high schools and college chapters must use the word "student" in the official council name.

Section 3. All councils shall be governed by the provisions of Article Eleven, Sections 3 through 14 inclusive where applicable.

Section 4. The State Chairman must approve the membership on the council of each individual chapter, and he shall appoint all officers of the council, who shall serve at his pleasure.



## ARTICLE THIRTEEN—NATIONAL CONVENTION

Section 1. A National Convention shall be held biennially (every 2 years) to transact such business as may be submitted to it by the Board of Directors and to conduct such elections as provided in Article Five, Section 5 and Article Six, Section 2.

Section 2. The time, place and rules of such Convention shall be determined by the Board of Directors.

Section 3. The National Chairman shall give forty-five (45) days notice of the Convention and the place where it is to be held to State Chairman and Chapter Chairman.

Section 4. Each chapter chartered in accordance with these By-Laws shall be allowed one (1) delegate to represent the members of the chapter at the National Convention. Each chapter shall be entitled to one (1) additional delegate for each ten (10) members beyond the first five (5) members. A chapter shall not be entitled to any delegates if it has not been chartered for a continuous period of at least ninety (90) days prior to the date of the National Convention.

Section 5. Each state organization shall be allowed one (1) delegate at large, and an additional delegate at large for each full fifty (50) members of the Corporation residing therein, according to the records of the Corporation.

Section 6. Each member of the Board of Directors shall have one (1) delegate vote at the National Convention.

Section 7. No delegate may cast more than one vote, nor may any person vote by proxy. Councils are not entitled to any delegate votes. Every delegate must be a member of the Corporation, having complied with all the requirements of Article Four of the By-Laws.

Section 8. The Board of Directors shall by resolution determine a record date at which the membership rolls of the Corporation shall be closed for the purpose of determining the delegate allocation in accord with these By-Laws.

Section 9. Delegates to all regional conferences shall be selected in accordance with sections 4, 5, 7, and 8 of article 13.

## ARTICLE FOURTEEN--OFFICES

Section 1. An office of the Corporation shall be located in the City of Wilmington, State of Delaware.

Section 2. The Corporation may also have offices at such other places, either within or without the State of Delaware, as the Board of Directors may from time to time determine.

Section 3. The principal office of the Corporation shall be located in or near the District of Columbia.

## ARTICLE FIFTEEN--FUNDS AND SECURITIES

Section 1. The Board of Directors may authorize any officer or officers, in the name of and on behalf of the Corporation, to enter into any contract or execute and deliver any instrument, or to sign checks, drafts, or other orders for the payment of money or notes or other evidences of indebtedness, and such authority may be general or confined to specific instances; and, unless so authorized by the Board of Directors or by these By-Laws, no officer shall have the power or authority to bind the Corporation by any contract or engagement or to render it pecuniarily liable for any purposes or to any amount.

Section 2. No loan shall be contracted on behalf of the Corporation and no negotiable paper shall be issued in its name unless authorized by the vote of the Board of Directors or by these By-Laws. When authorized by the Board of Directors to do so, any officer of the Corporation may effect loans and advances at any time for the Corporation from any bank, trust company, or other institution, or from any firm, corporation or individual. Such authority may be general or confined to specific instances.

Section 3. All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such banks, trust companies, or other depositories as the Board of Directors may select, or as may be selected by any officer or officers of the Corporation to whom such power may from time to time be delegated by the Board of Directors or by these By-Laws.

## ARTICLE SIXTEEN--FISCAL YEAR

The fiscal year shall be fixed by resolution of the Board of Directors.

## ARTICLE SEVENTEEN--NOTICES

Whenever, under the provisions of these By-Laws, the Certificate of Incorporation, or any statute, notice is required to be given to any Director, officer, or member, it shall not be construed to be a personal notice, but such notice may be given in writing by mail or telegram, addressed to such officer, Director, or member at such address as appears on the books of the Corporation. Any Director, officer, or member may waive any notice required to be given by law, the Certificate of Incorporation, or these By-Laws.

## ARTICLE EIGHTEEN--PARLIAMENTARY PROCEDURE

All matters not covered by the By-Laws of the Corporation shall be governed by Roberts Rules of Order Revised.

## ARTICLE NINETEEN--AMENDMENTS

Section 1. The Board of Directors, by vote of two-thirds of the entire Board of Directors, may amend the By-Laws, provided that each member of the Board of Directors be given twenty-one (21) days notice of the substance of the proposed changes.



UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FEDERAL ELECTION COMMISSION, )  
Plaintiff )  
v. )  
MASSACHUSETTS CITIZENS FOR )  
LIFE, INC., )  
Defendant )

CIVIL ACTION NO. 82-609-G

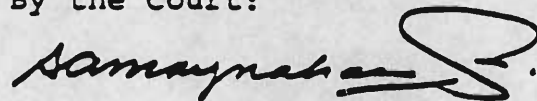
J U D G M E N T

GARRITY, J.

In accordance with the Court's opinion filed  
on June 29, 1984, it is ORDERED:

that judgment for the  
defendant be, and it  
is hereby, entered.  
Complaint dismissed.

By the Court:



STEPHEN A. MOYNAHAN, JR.

Dated: June 29, 1984

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UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

FEDERAL ELECTION COMMISSION, )  
Plaintiff, )  
v. )  
MASSACHUSETTS CITIZENS FOR )  
LIFE, INC., )  
Defendant. )

CIVIL ACTION  
NO. 82-609-G

**DOCKETED**

OPINION

June 29, 1984

GARRITY, J.

This is an enforcement proceeding by the Federal Election Commission (FEC) seeking to invoke the provisions of § 441b of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 441b, against the defendant Massachusetts Citizens for Life, Inc. (MCFL) for having made expenditures of corporate funds<sup>1</sup> in connection with the 1978 election of Massachusetts candidates for federal office. Jurisdiction rests upon 28 U.S.C. § 1345

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<sup>1</sup> After the FEC brought this suit, defendant MCFL established a separate, segregated fund to be utilized for political purposes (often called a political action committee or PAC) pursuant to 2 U.S.C. § 441b(b)(2)(C), and presumably the costs of any current MCFL newsletters are borne by this PAC. However, this action has not on that account become moot, since the complaint seeks payment to the United States Treasury of a \$5,000 civil penalty.

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and 2 U.S.C. § 4<sup>2</sup>(a)(6)(A). Cross-motion for summary judgment were filed by the parties on a record consisting of affidavits, answers to interrogatories and a notice to admit facts and depositions. Exhaustive legal memoranda, which incidentally discussed many subissues and side issues and contingent issues and alternative grounds not reached in this opinion, were filed before and subsequent to oral argument.

I

The facts are essentially undisputed. The defendant is a Massachusetts corporation formed in January 1973 for the following purpose:

To foster respect for human life and to defend the right to life of all human beings, born and unborn, through educational, political and other forms of activities and in addition to engage in any other lawful act or activity for which corporations may be organized under Chapter 180 of the general Laws of the Commonwealth of Massachusetts.

In September 1978 MCFL published an eight-page "Special Election Edition" of the MCFL newsletter and mailed it to 58,025 persons. The defendant expended from its general treasury funds \$475 to prepare the edition, \$2100 to print

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Section 437g jurisdiction may be contrasted with that under 2 U.S.C. § 437h providing for actions to construe the constitutionality of any provision of the Federal Election Campaign Act, in which the district court immediately certifies questions of constitutionality to the Court of Appeals, which sits en banc. See Bread Political Action Com. v. FEC, 7 Cir. 1979, 591 F.2d 29, Athens Lumber Co., Inc. v. FEC, 11 Cir. 1983, 689 F.2d 1006, 1009-1011, en banc 718 F.2d 363, cert. den. 52 L.W. 3686 (March 19, 1984), and FEC v. TRIM, infra, at 49-51.

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it and \$6800 for mailing. Some minor errors in the voting records of three candidates were discovered and, later in the month, a revised partial edition was printed at a cost of \$492 for 20,000 copies. MCFL's total expenditure for the two printings and distributions was \$9812.

The first-page headline of the editions read, "EVERYTHING YOU NEED TO KNOW TO VOTE PRO-LIFE". The editions listed all candidates in an upcoming September 19, 1978 primary election for Congress, state Governor and state legislature and reported their positions on three pro-life issues: a "constitutional human life amendment", legislation to prohibit the use of tax funds for abortions, and legislation to provide positive alternatives to abortion. The positions of incumbents were derived from their voting records and of non-incumbents from their answers to questionnaires. The editions urged that recipients "vote pro-life" and carried photographs only of congressional and gubernatorial candidates whose records or promises met with MCFL approval. However, the text also stated, "This special election edition does not represent an endorsement of any particular candidate" and FEC has not contended that the publication constituted express advocacy for any of the candidates.

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Before entering the thicket of statutes and regulations governing federal elections, some preliminary observations may be in order. First, this is probably a case of first impression. To the best of our knowledge plaintiff has not heretofore sought to invoke the provisions of § 441b<sup>3</sup> against a noncommercial corporation for making expenditures in connection with either a primary or final election to federal office. Judicial interpretations of § 441b or its predecessor are found in criminal cases, e.g., United States v. Chestnut, S.D. N.Y. 1975, 394 F.Supp. 581, civil actions for enforcement of administrative subpoenas, e.g., FEC v. Long Island Tax Reform Immediately Committee (TPIM), 2 Cir. 1980, 616 F.2d 45, or pursuant to the disclosure and reporting provisions of other sections of the Federal Election Campaign Act, e.g., FEC v. American Federation of State, County and Municipal Employees, D.C. D.C. 1974, 471 F.Supp. 315, or in cases concerning campaign contributions, e.g., FEC v. National Right to Work Committee (NRWC), 1982, 459 U.S. 197.<sup>3</sup> Civil penalties and contempt adjudications are among the sanctions now provided in § 437g for violations of § 441b. The complaint in the instant case seeks a civil penalty of \$5,000.

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After the Supreme Court decision in the NRWC case, the parties filed supplemental memoranda on the question whether it is controlling precedent in this case. In our opinion, it is not. Plaintiff argues that the Supreme Court



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Secondly, the facial constitutionality of § 441b is not an open question. The compelling government interest in preserving the integrity and appearance of integrity of federal elections that underlies the regulation of campaign contributions and expenditures has been long established, at least since United States v. Automobile Workers, 1957, 352 U.S. 567. The constitutionality of the FECA was explored in depth in the "watershed case" of Buckley v. Valeo, 1976, 424 U.S. 1, in which the opinions per curiam and of the individual Justices exceeded 200 pages. Likewise, the precious First Amendment interests here involved need simply to be recognized, not explicated. We subscribe to Judge Sweet's statement in FEC v. Weinstein, S.D. N.Y. 1978, 462 F.Supp. 243, 249:

For this court to elaborate on the nature of free speech would be presumptuous in view of the exhaustive literature in this field and the opinions already referred to.

(cont.)

treated NRWC's solicitation of campaign contributions from nonmembers as the making of prohibited expenditures. We believe, however, that a fair reading of its unanimous opinion leaves no doubt that the Court was addressing the legality of NRWC's fundraising, viz., solicitation of contributions to be donated to political candidates or campaign committees, not the legality of its expenditures. See Democratic Party v. National Conservative P.A.C., E.D. Pa. 1983, 578 F.Supp. 797, 820. For one thing, the opinion did not quote or even cite the statutory definitions of "expenditure", § 441b(b)(2) and § 431(f) except, at 201, in passing reference to separate segregated funds. Also, NRWC discussed only freedom of association, not freedom of speech.

The derivation and relationship between First Amendment freedoms and democracy's dependence upon honest and apparently honest elections have been described in numerous scholarly articles, e.g., Corporate and Labor Union Activity in Federal Elections: "Active Electioneering" as a Constitutional Standard, 49 Geo. Wash. L. Rev. 761 (1981), and decisions, e.g., United States v. Chestnut, supra at 588-591, Common Cause v. Schmitt, D.C. D.C. 1980, 512 F.Supp. 489, 493-500.

Thirdly, in ruling upon the parties' cross-motions for summary judgment we are mindful of the "basic principle that . . . . If a court can decide a case on non-constitutional grounds, it should not stray into the field on constitutional analysis." FEC v. TRIM, supra at 51-52. See also the classic exposition of this principle in United States v. Automobile Workers, supra at 590-592. This does not mean, however, that the statute can be construed without awareness of the impact of plaintiff's interpretation of § 441b on the defendant's freedoms of speech and association. First Amendment interests permeate the issues of statutory construction here presented, and Congress will not be presumed to have been insensitive to them.

### III

Section 441b(b) (2) provides the applicable definition of "expenditure", as follows:

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<sup>4</sup> In our opinion, this definition is exclusive despite use of the verb "shall include" rather than "shall mean" because § 431(f) (4) (H), the definition section of FECA, in effect adopts the § 441b(b) (2) definition.

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For purposes of this section . . . the term "contribution or expenditure" shall include any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value . . . to any candidate, campaign committee, or political party or organization, in connection with any [federal] election. . . .

Section 441b thus outlaws indirect payments or gifts of anything of value to any candidate, campaign committee or political party or organization. Was defendant's publication of the Special Election Editions intended by Congress to be such a payment or gift? We think not. The publication was uninvited by any candidate and uncoordinated with any campaign. When competing candidates were on the same side of the abortion issue, it did not suggest a preference. To the extent that it was distributed beyond defendant's membership, it probably lessened rather than enhanced the prospects of election of candidates subscribing to defendants' platform which, according to public opinion polls, is opposed by most citizens. It listed the positions of hundreds of candidates on a single political issue, without however expressly advocating the election or defeat of any particular candidate or belittling the importance

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"Unlike contributions, such independent expenditures may well provide little assistance to the candidate's campaign and indeed may prove counterproductive. The absence of pre-arrangement and coordination of an expenditure with the candidate or his agent not only undermines the value of the expenditure to the candidate, but also alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate." Buckley v. Valeo, supra, at 47.

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of other electio issues. The publication at less than \$10,000 and nearly 500 candidates were surveyed, an alleged "expenditure" of about \$20 per candidate. If the space in the editions devoted to candidates for federal office be segregated from the rest, the cost of the papers was about \$4,000 for 50 candidates, or \$80 per--in either case, hardly the sort of "large" expenditures, repeatedly referred to in Buckley v. Valeo , supra, or "indirect contributions" which the 1947 amendment to the Federal Corrupt Practices Act was aimed at. See United States v. CIO, 1948, 335 U.S. 106, 115, 122.

IV

We also hold that the tabloids in question were not expenditures prohibited by § 441b because they were "news story, commentary, or editorial distributed through the facilities of any . . . periodical publication" and hence exempted from the definition of expenditure by the 1974 amendments to FECA, found now in 2 U.S.C. § 431(9)(B)(i) (before 1980 at § 431(f)(4)(A)). They listed the voting records of incumbents on three legislative proposals pertaining

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The complete provision is: The term "expenditure" does not include--any news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, or other periodical publication, unless such facilities are owned or controlled by any political party, political committee, or candidate. There is no claim in this case that the defendant's facilities are owned or controlled by any political party, committee or candidate.

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to abortions and reported the responses to questionnaires regarding these proposals received from nonincumbent candidates; and urged readers to vote pro-life. In our opinion, the compilation of voting records and questionnaire responses was news, probably not available elsewhere; and the call to vote pro-life, in conjunction, incidentally, with a quotation from Thomas Jefferson, was editorial.

The closer question is whether the special election editions were "periodical publications" <sup>7</sup> within the meaning of the statutory exemption. We find that they were. First, they were similar in newsprint, sheet form, size and format to the "MCFL Newsletter" that the defendant published relatively regularly, subject only to the availability of sufficient funds, for five years before 1978. The newsletters typically filled 6-10 pages of newsprint and included explanations and endorsements of its opposition to abortions, reports of political developments and judicial rulings on abortion-related issues, announcements of social activities for

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<sup>7</sup> The term is not defined elsewhere in the statute or regulations. The Commission has suggested, in accordance with FEC Advisory Opinion AO 1980-109, CCH Guide ¶ 5556, that we borrow and apply the definition of the term "bona fide newspaper" in regulations at 11 CFR § 110.13, as elaborated at 44 Fed. Reg. 76735 (12/27/79). But § 110.13 concerns the staging of political debates, which in our view presents quite different problems.

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members and appeals for funds. Special election editions were published prior to all elections since 1974, thrice before 1978. Secondly, the legislative history of the newspaper exemption shows that Congress intended that it be a broad exemption, coextensive with the First Amendment. The relevant House of Representatives committee report, H.R. Rep. No. 1239, 93d Cong., 2d Sess. 4 (1974), stated that

it is not the intent of the Congress in the present legislation to limit or burden in any way the first amendment freedoms of the press or of association. (emphasis added)

The same report indicates that the amendment would conform the statute to preexisting law, which would presumably include the caveat expressed in United States v. CIO, supra, at 123, as follows:

It would require explicit words in an act to convince us that Congress intended to bar a trade journal, a house organ or a newspaper, published by a corporation, from expressing views on candidates or political proposals in the regular course of its publication. It is unduly stretching language to say that members or stockholders are unwilling participants in such normal organizational activities, including the advocacy thereby of governmental policies affecting their interests, and the support thereby of candidates thought to be favorable to their interests.

Another indication of the breadth of the news exemption from FECA's definition of "expenditure" was Congress' simultaneous enactment of a narrower provision exempting newspapers from the reporting and disclosure provisions of FECA, § 437(a).<sup>8</sup>

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<sup>8</sup> This provision was invalidated as unconstitutional by the Court of Appeals decision in Buckley v. Valeo, D.C. Cir. 1975, 519 F.2d 821, 869-78, an aspect of the case not reviewed by the Supreme Court in its landmark decision.

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If § 441b were intended by Congress to prohibit MCFL's expenditures of printing and distributing the newsletters in question, it would be unconstitutional under the First Amendment as applied to MCFL because violative of MCFL's freedoms of speech, press and association. Our opinion on this point is based upon the junction in this case of three distinctive features of the expenditures at issue. They were (a) independent of any candidate or party, (b) by a nonprofitmaking corporation formed to advance an ideological cause and (c) for the purpose of publishing direct political speech. We discuss each in turn.

The only compelling governmental interest<sup>9</sup> that would justify the application of § 441b to the defendant's Special Election Editions, to wit, the prevention of real or apparent corruption, has not been shown by plaintiff to be implicated here. The danger that the newsletters might, like large campaign contributions, "secure a political quid pro quo from current and potential office holders", Buckley v. Valeo, supra at 26, or create political debts, First National Bank of Boston v. Bellotti, supra at 788, fn. 26, or "pose a perceived threat of actual or potential corruption," California Medical Assn. v. FEC, 1981, 453 U.S. 182,

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"Buckley identified a single narrow exception to the rule that limits on political activity were contrary to the First Amendment." Citizens Against Rent Control v. Berkeley, 1981, 454 U.S. 290, 296-297 (emphasis added).

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concurring opinion of Blackmun, J. at 203, has not been shown. The election editions were accurate tabulations of all candidates' positions on three public issues espoused by MCFL, without express advocacy of the election of a particular candidate. The costs of their composition and distribution were made without the cooperation, consultation, request or suggestion of any candidate, see § 431(17) of the Act, and hence independent expenditures; a fact which Buckley v. Valeo, supra at 47, quoted ante at fn. 5, says "alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate." (emphasis added). In our opinion, this independence under the circumstances of the instant case not merely alleviates "the danger" which is an essential predicate to curtailment of MCFL's First Amendment freedoms--it eliminates it.

Other governmental interests have sometimes been advanced in support of § 441b: to protect shareholders from having corporate funds used to support political candidates to whom they may be opposed, FEC v. NRWC, supra at 207-208, and "to sustain the active, alert responsibility of the individual citizen in a democracy for the wise conduct of government." United States v. Auto Workers, supra at 575. It is self-evident that the expenditures at issue in this case are not contrary to these two interests. The expenditures in question clearly carry out the widely publicized purpose of MCFL's

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existence, viz., opposition to abortion, of which all members must be aware before sending in donations. As for promoting citizen responsibility, publication of tabloids urging readers to go to the polls and vote for candidates sharing their views on an important public issue is scarcely inconsistent with that governmental interest.

Buckley v. Valeo, supra at 44-48, ruled that independent expenditures are constitutionally protected if made by an individual or group "in order to engage directly in political speech." California Medical Assn. v. FEC, 1981, 453 U.S. 182, 195. The single differentiating factor in the instant case from Buckley is the defendant's corporate form. But that difference cannot be dispositive. The corporate identity of the speaker does not deprive speech of what otherwise would be its clear entitlement to protection. First National Bank of Boston v. Bellotti, supra at 778-786. The dissenting justices in that case emphasized the nature of commercial corporations. Probably they would not have dissented had the holding been limited to nonprofitmaking corporations like MCFL. This is indicated in Mr. Justice White's dissenting opinion, at 805, as follows:

It is clear that the communications of profitmaking corporations are not "an integral part of the development of ideas, of mental exploration and of the affirmation of self." They do not represent a manifestation of individual freedom or choice. Undoubtedly, as this

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Court has recognized, see NAACP v. Button, 371 U.S. 415 (1963), there are some corporations formed for the express purpose of advancing certain ideological causes shared by all their members, or, as in the case of the press, of disseminating information and ideas. Under such circumstances, association in a corporate form may be viewed as merely a means of achieving effective self-expression. But this is hardly the case generally with corporations operated for the purpose of making profits. (emphasis added)..

Thus the second critical element of MCFL's constitutional claims is the nature of the defendant corporation.

The third is the purpose of the expenditures the FEC seeks to forbid: the publication of direct political speech, not the solicitation of contributions from 267,000 individuals as in FEC v. NRWC, supra, nor "speech by proxy"<sup>10</sup> by means of contributions to a political action committee as in California Medical Assn. v. FEC, supra, (such "speech by proxy" . . . is not the sort of political advocacy . . . entitled to full First Amendment protection." Id., at 196. Emphasis added.) Brown v. Hartlage, 1982, 456 U.S. 45, held the Kentucky Corrupt Practices Act unconstitutional as applied to a candidate for public office who made a campaign promise to serve if elected at a salary less than that fixed by law,

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"[T]his attenuated form of speech does not resemble the direct political advocacy to which this Court in Buckley accorded substantial constitutional protection." California Medical Assn. v. FEC, supra, fn. 16 at 196.

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finding, at 56-57, "that the statements of petitioner Brown . . . were very different in character from the corrupting agreements and solicitations historically recognized as unprotected by the First Amendment." (emphasis added). Similarly here, the defendant's special election editions were the very antithesis of a corrupting agreement or contribution. They were open, strived for accuracy, reported on every candidate regardless of prospects of election and urged readers to vote on election day. They sought to influence incumbents and candidates solely by means of informed voter reaction to the candidates' positions on an important public issue. Far from being an improper influence, or eroding public confidence in the electoral process, or threatening its integrity, FEC v. NRWC, supra at 207-208, they would seem to promote rather than undermine the honest functioning of representative government.

#### Conclusion

In their briefs and oral arguments the parties have addressed in many ways but always indirectly an issue of characterization that we feel is best stated explicitly: in publishing its Special Election Editions in 1978, was the defendant spending or speaking? Plaintiff would answer the former and defendant would answer the latter. Both would, of course, be correct, but only partially so. Essentially,

however, we agree with the defendant that the costs of the publications in question are more accurately characterized as speaking than spending and that in placing the FCPA in the FECA as new § 441b Congress did not intend to proscribe the type of expenditure made by the defendant in 1978.

Alternatively, and conditionally upon our having misinterpreted § 441b and § 431(9)(B)(i), we have observed the precept, "regulation of First Amendment rights is always subject to exacting judicial scrutiny", Citizens Against Rent Control v. Berkeley, supra at 298, and found that to apply the Federal Corrupt Practices Act, 2 U.S.C. § 441b, to defendant MCFL's 1978 Special Election Editions would violate its rights to freedom of speech, press and association under the First Amendment of the United States Constitution. Accordingly it is ordered that plaintiff's motion for summary judgment be denied and that defendant's motion be granted and that judgment be entered for the defendant dismissing the complaint.

*W. Arthur Jarrett, Jr.*  
United States District Judge

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 23, 1984

Carol C. Piper  
3934 14th Avenue North  
St. Petersburg, Florida 33713

Dear Mrs. Piper:

This letter is in response to your letter of October 3, 1984, inquiring into what action the Commission has taken on your complaint.

Pursuant to 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), a matter under review shall remain confidential until it is closed. Upon being closed, the complainant is notified of the Commission's final action. Therefore, until final action has been taken on your complaint, no information concerning the matter will be made public.

Sincerely,

Charles N. Steele  
General Counsel

By:   
Associate General Counsel

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602-4250  
Thedford

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OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

August 2, 1984

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

RE: MUR 1701 for  
Young Americans for Freedom

Dear Ms. Thedford:

Enclosed please find the answers to interrogatories and request for documents Young Americans for Freedom ("YAF") received from the FEC in a letter dated May 24, 1984. On behalf of YAF, the interrogatories have been answered by Terrell Cannon, Esquire, Treasurer of the Organization.

We would like to point out that in sending the letters at issue, YAF was not attempting to raise funds for the re-election of President Reagan. YAF is a politically conservative organization which supports President Reagan's views and policies. However, the letters were sent as part of YAF's membership drive with no intention of expending any funds raised directly for President Reagan's re-election. Furthermore, at the time the letters were sent, from July of 1983 through March of 1984, President Reagan's re-election campaign was not active.

Also enclosed for your reference is a recent U.S. District Court decision Federal Election Commission v. Massachusetts Citizens for Life, Inc. dated June 29, 1984. We feel that Judge Garrity's decision in that case is pertinent to MUR 1701 and indicates as we contend, that YAF is not in violation of 2 U.S.C. Section 441b.

I would welcome the opportunity to discuss this matter with you further.

Yours very truly,

MacKenzie Canter, III

MC:lea

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**ANSWERS TO INTERROGATORIES AND REQUEST FOR  
DOCUMENTS FROM TERRELL CANNON, ESQUIRE,  
TREASURER OF YOUNG AMERICANS FOR  
FREEDOM, INC.**

Terrell Cannon, Esquire, Treasurer of Young Americans for Freedom,  
hereby responds to the interrogatories and request for documents as follows:

1. State your name, address and principal place of business.

Terrell Cannon, Esquire, 3141 Prarie Road, Lincoln, Nebraska 68506.

My principal place of business is in Lincoln, Nebraska.

2. List your position, duties and responsibilities with Young Americans  
for Freedom.

I am Treasurer of Young Americans for Freedom, Inc. (hereinafter  
referred to as "YAF"). As Treasurer, I oversee the care and custody  
of YAF's funds and the its receipts and disbursements.

3. Describe the form of organization that Young Americans for Freedom  
represents (e.g., corporation, corporation without capitol stock,  
membership organization).

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**YAF is a non-profit, non-stock, membership corporation.**

- 4. If applicable, provide copies of the articles of incorporation and bylaws pertaining to Young Americans for Freedom.**

**Copies of the Organization's articles of incorporation and by-laws are enclosed.**

- 5. If your answer to question 3, above, is membership organization, state the requirements of membership in the Young Americans for Freedom. If the requirements are in writing, provide a copy of the materials in which the requirements appear.**

**Pursuant to Section 4 of the Bylaws, the membership requirements for YAF are as follows:**

- a) an individual who is an American citizen; and**
- b) agrees with the organization's beliefs as outlined in Article 3, Section 1 of the by-laws, copy attached.**

**Any individual 39 years of age or younger who meets membership requirements and pays annual dues qualifies as a member of YAF.**

**Any individual over the age of 39 who meets the membership requirements and pays annual dues is designated Associate member.**

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The membership requirements are listed in Article Four of the enclosed copy of YAF's By-laws.

6. If your answer to question 3, above, is membership organization, state the number of individuals who are currently members of Young Americans for Freedom.

Currently, there are approximately 5000 members of YAF.

7. On what date or dates was the letter mailed?

The mailings occurred from July 13, 1983 until March 26, 1984.

8. How many of the letters were mailed?

A total of 1,223,963 letters were mailed during the above-referenced time period.

9. To whom were the letters mailed? (e.g., general public, members, stockholders, executive and administrative personnel of Young Americans for Freedom)

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The letters were mailed to those persons and entities who have made contributions to conservative causes in the past.

10. State who paid for all costs in connection with the mailing of the letter. In this connection, please identify each account from which disbursements were made including the account number, the name and address of the financial institution at which the account is or was maintained, the name of the account and the type of the account.

YAF paid for all costs connected with the mailings.

Disbursements for such costs were made from the Young Americans for Freedom Escrow Account, account number 14001, located at George Mason Bank, 11185 Main Street, Fairfax, Virginia 22030. This account is a checking account.

11. What was the total cost expended in the mailing of the letter (stationery, printing, postage, mailing list, etc.)?

The total costs incurred in connection with the mailings were \$412,381.00.

12. What amount of money was received as a result of the mailing of the

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letter?

The total of \$510,026.00 was received in response to the mailings.

13. How was the money used which was received as a result of the mailing of the letter?

The funds received as a result of the mailings were applied to cover the costs of the mailings with the remainder held by YAF and applied to administrative costs.

14. Provide the names and addresses of the officers, employees or agents of Young Americans for Freedom who were involved in the sending of the letter (excluding the names and addresses of clerical staff).

a) Sam Pimm

394 East Saddle River Road  
Upper Saddle River, New Jersey 07458

b) Jim Lacy

429 Cameron Street  
Alexandria, Virginia 22314

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*Terrell Cannon*

**Terrell Cannon**  
**Treasurer**  
**Young Americans for Freedom**

STATE: Nebraska

COUNTY: Lancaster

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Subscribed and sworn before me this 1 day of August

1984.

ROBERT M. GRIFFITHS  
GENERAL NOTARIAL  
COMMISSION EXPIRES  
JULY 23 1986  
NOTARY PUBLIC

*Robert M. Griffiths*

My commission expires: July 23, 1986





# State of DELAWARE

## Office of SECRETARY OF STATE

I, Glenn C. Kenton, Secretary of State of the State of Delaware,  
do hereby certify that the attached is a true and correct copy of  
Certificate of Incorporation  
filed in this office on March 28, 1961

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Glenn C. Kenton  
Glenn C. Kenton, Secretary of State

BY: K. Seago

DATE: July 20, 1982

CERTIFICATE OF INCORPORATION

03

YOUNG AMERICANS FOR FREEDOM, INC.

FIRST: The name of the corporation is Young Americans for Freedom, Inc.

SECOND: Its principal office in the State of Delaware is located at No. 100 West Tenth Street in the City of Wilmington, County of New Castle. The name and address of its resident agent is THE CORPORATION TRUST COMPANY, No. 100 West Tenth Street, Wilmington 99, Delaware.

THIRD: Young Americans for Freedom, Inc. is a non-profit, non-sectarian, voluntary membership corporation.

The objects or purposes to be promoted or carried on are:

1. To maintain an organization for young American people who believe in the following:

That foremost among the transcendent values is the individual's use of his God-given free will, whence derived his right to be free from the restrictions of arbitrary force;

That liberty is indivisible, and that political freedom cannot long exist without economic freedom;

That the purposes of government are to protect these freedoms through the preservation of internal order, the provision of national defense, and the administration of justice;

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That when government ventures beyond these rightful functions, it concentrates power which tends to diminish order and liberty;

That the Constitution of the United States is the best arrangement yet devised for empowering government to fulfill its proper role, while restraining it from the concentration and abuse of power;

That the genius of the Constitution -- the division of powers -- is carried up in the clause which reserves primary to the several states, or to the people, in those spheres not specifically delegated to the Federal Government;

That the market economy, utilizing resources by the free play of supply and demand, is the single economic system compatible with the regular maintenance of freedom and constitutional government; that it is at the same time the most productive supplier of human needs;

That when government intervenes in the work of the market economy, it reduces the moral and material well-being of the nation; that when it fails to intervene to hinder or assist, it diminishes the incentive of the private citizen to the exertion of his energy, and the direct contribution of the

That we will be free only so long as the national sovereignty of the United States remains; that history shows that nations which are weak and can exist only as satellites cannot defend their liberties and their freedom;

That the forces of international Communism are, at present, the greatest single threat to these liberties;

That the United States should strive for victory over Communism rather than a permanent truce; that we should not

Let American foreign policy must be judged by this criterion: does it serve the just interests of the United States?

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2. To provide aid and information to such young people throughout the nation who may desire it to assist them in achieving and maintaining the political realization of the beliefs stated in Paragraph 1 hereof.

3. To carry on all activities, both locally and nationally, by way of discussion and assembly that may be necessary to achieve and maintain the political realization of the beliefs stated in Paragraph 1 hereof.

In furtherance of, and not in limitation of the general powers conferred by the laws of the State of Delaware, and the objects and purposes herein set forth, it is expressly provided that this corporation shall also have the following powers, viz:

Acting through its Board of Directors, its National Chairman and other officers, subject to the powers and restrictions of this Certificate of Incorporation, and its By-laws, to do all such acts as are necessary or expedient to the attainment of the objects and purposes herein set forth, and to the same extent and as fully as any natural person might or could do.

to purchase, lease, hold, sell, mortgage, or otherwise acquire or dispose of real or personal property; to enter into, make, perform or carry out contracts of every kind with any person, firm, corporation or association; to do any acts necessary or expedient for carrying on any and all of the activities and purposes herein set forth, and to the same extent and as fully as any natural person might or could do.

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and not forbidden by the laws of the State of Delaware.

To have offices and promote and carry on its objects and purposes within or without the State of Delaware, in other states, the District of Columbia, and the territories of the United States.

In general, to have all powers conferred upon a corporation by the laws of the State of Delaware, except as herein prohibited, or forbidden by the By-Laws of this corporation.

FOURTH: The corporation shall not have any capital stock, and the conditions of membership shall be stated in the By-Laws of the corporation.

FIFTH: The names and places of residence of the incorporators, are as follows:

<u>Name</u>	<u>Residence</u>
Robert M. Schuchman	1575 Odell Street New York 20, N. Y.
John W. McGrath III	69 Kensington Road Frankville, N. Y.
Benjamin W. Polley	1601 Moore Road Brooklyn 9, N. Y.

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or committees shall have such name or names as may be stated in the By-Laws of the corporation or as may be determined from time to time by resolution adopted by the board of directors. The directors of the corporation may, if the By-Laws so provide, be classified as to term of office. The corporation may elect such officers as the By-Laws may specify, who shall, subject to the provisions of the statute, have such titles and exercise such duties as the By-Laws may provide. The board of directors is expressly authorized to make, alter or amend the By-Laws of this corporation.

This corporation may in its By-Laws confer powers upon its board of directors in addition to those conferred upon them by the statute, provided that the powers conferred upon them by the statute, provided that the board of directors shall not exercise any power or authority conferred upon them by the statute upon the stockholders.

SECTION: Meetings of members may be held in any part of the State of Delaware, if the By-Laws so provide. The location of the meetings may be kept confidential, subject to any resolution contained in the By-Laws or any subcommittee of the board of directors. The By-Laws may provide for the election of a committee to prepare and submit to the board of directors a report on the financial condition of the corporation. All such provisions shall be subject to the By-Laws of the corporation. All such provisions shall be subject to the By-Laws of the corporation.

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STATE OF NEW YORK  
COUNTY OF NEW YORK

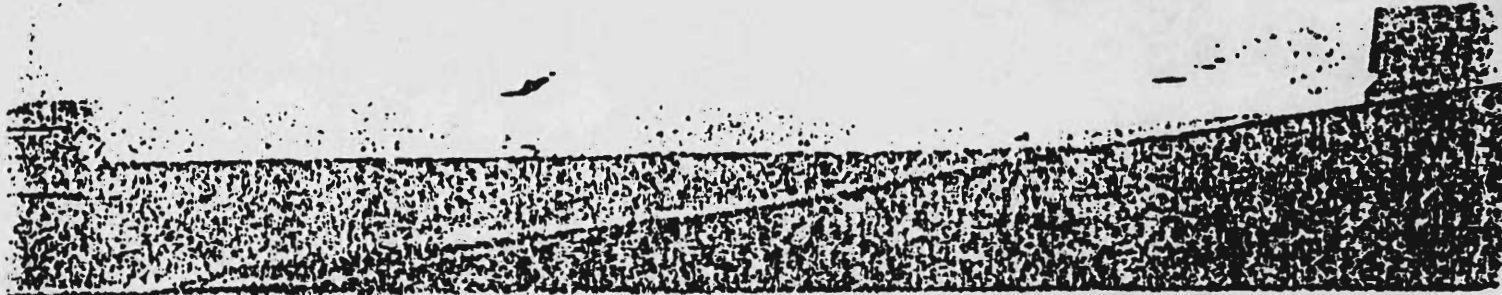
} ss.

BE IT REMEMBERED that on this *27th* day of March, A. D. 1961, personally came before me, a Notary Public for the State of New York, ROBERT H. SCHUCHMAN, JOHN W. HUGHAN III and BENJAMIN W. POLNY, all of the parties to the foregoing Certificate of Incorporation, known to me personally to be such, and severally acknowledged the said Certificate to be the act and deed of the signers respectively, and that the facts therein stated are truly set forth.

Given under my hand and seal of said County on the \_\_\_\_\_ day of \_\_\_\_\_ and year aforesaid.

*[Handwritten signature]*

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TENTH: The corporation reserves the right to amend, alter, change or repeal any provision contained in this Certificate of Incorporation, in the manner now or hereafter prescribed by statute, and all rights conferred upon members herein are granted subject to this reservation.

ELEVENTH: At the annual meeting of the corporation and at all other general meetings of the members, only those members who are chosen as delegates, as provided in the By-Laws, shall be empowered to vote. Each delegate shall have one vote.

WE, THE UNDERSIGNED, I \_\_\_\_\_, Secretary of the Corporation hereinafter named, for the purpose of perfecting the incorporation pursuant to Chapter 1 of the Revised Statutes of the State of New York, do make this Certificate, being duly authorized by the Board of Directors, and certifying that the facts herein stated are true and correct. Witness my hand and seal this 10th day of \_\_\_\_\_, A. D. 1961.

*Philip B. Smith*  
Secretary

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~~CLERK~~

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FEDERAL ELECTION COMMISSION,

Plaintiff )

v. )

MASSACHUSETTS CITIZENS FOR  
LIFE, INC., )

Defendant )

CIVIL ACTION NO. 82-609-G

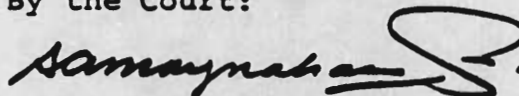
J U D G M E N T

GARRITY, J.

In accordance with the Court's opinion filed  
on June 29, 1984, it is ORDERED:

that judgment for the  
defendant be, and it  
is hereby, entered.  
Complaint dismissed.

By the Court:



STEPHEN A. MOYNAHAN, JR.

Dated: June 29, 1984

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UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FEDERAL ELECTION COMMISSION, )  
Plaintiff, )  
v. ) CIVIL ACTION  
MASSACHUSETTS CITIZENS FOR ) NO. 82-609-G  
LIFE, INC., )  
Defendant. )

**DOCKETED**

OPINION

June 29, 1984

GARRITY, J.

This is an enforcement proceeding by the Federal Election Commission (FEC) seeking to invoke the provisions of § 441b of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 441b, against the defendant Massachusetts Citizens for Life, Inc. (MCFL) for having made expenditures of corporate funds<sup>1</sup> in connection with the 1978 election of Massachusetts candidates for federal office. Jurisdiction rests upon 28 U.S.C. § 1345

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After the FEC brought this suit, defendant MCFL established a separate, segregated fund to be utilized for political purposes (often called a political action committee or PAC) pursuant to 2 U.S.C. § 441b(b)(2)(C), and presumably the costs of any current MCFL newsletters are borne by this PAC. However, this action has not on that account become moot, since the complaint seeks payment to the United States Treasury of a \$5,000 civil penalty.

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and 2 U.S.C. § 437g(a)(6)(A).<sup>2</sup> Cross-motions for summary judgment were filed by the parties on a record consisting of affidavits, answers to interrogatories and a notice to admit facts and depositions. Exhaustive legal memoranda, which incidentally discussed many subissues and side issues and contingent issues and alternative grounds not reached in this opinion, were filed before and subsequent to oral argument.

I

The facts are essentially undisputed. The defendant is a Massachusetts corporation formed in January 1973 for the following purpose:

To foster respect for human life and to defend the right to life of all human beings, born and unborn, through educational, political and other forms of activities and in addition to engage in any other lawful act or activity for which corporations may be organized under Chapter 180 of the general Laws of the Commonwealth of Massachusetts.

In September 1978 MCFL published an eight-page "Special Election Edition" of the MCFL newsletter and mailed it to 58,025 persons. The defendant expended from its general treasury funds \$475 to prepare the edition, \$2100 to print

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Section 437g jurisdiction may be contrasted with that under 2 U.S.C. § 437h providing for actions to construe the constitutionality of any provision of the Federal Election Campaign Act, in which the district court immediately certifies questions of constitutionality to the Court of Appeals, which sits en banc. See Bread Political Action Com. v. FEC, 7 Cir. 1979, 591 F.2d 29, Athens Lumber Co., Inc. v. FEC, 11 Cir. 1983, 689 F.2d 1006, 1009-1011, en banc 718 F.2d 363, cert. den. 52 L.W. 3686 (March 19, 1984), and FEC v. TRIM, infra, at 49-51.

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it and \$6800 for mailing. Some minor errors in the voting records of three candidates were discovered and, later in the month, a revised partial edition was printed at a cost of \$492 for 20,000 copies. MCFL's total expenditure for the two printings and distributions was \$9812.

The first-page headline of the editions read, "EVERYTHING YOU NEED TO KNOW TO VOTE PRO-LIFE". The editions listed all candidates in an upcoming September 19, 1978 primary election for Congress, state Governor and state legislature and reported their positions on three pro-life issues: a "constitutional human life amendment", legislation to prohibit the use of tax funds for abortions, and legislation to provide positive alternatives to abortion. The positions of incumbents were derived from their voting records and of non-incumbents from their answers to questionnaires. The editions urged that recipients "vote pro-life" and carried photographs only of congressional and gubernatorial candidates whose records or promises met with MCFL approval. However, the text also stated, "This special election edition does not represent an endorsement of any particular candidate" and FEC has not contended that the publication constituted express advocacy for any of the candidates.

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Before entering the thicket of statutes and regulations governing federal elections, some preliminary observations may be in order. First, this is probably a case of first impression. To the best of our knowledge plaintiff has not heretofore sought to invoke the provisions of § 441b<sup>3</sup> against a noncommercial corporation for making expenditures in connection with either a primary or final election to federal office. Judicial interpretations of § 441b or its predecessor are found in criminal cases, e.g., United States v. Chestnut, S.D. N.Y. 1975, 394 F.Supp. 581, civil actions for enforcement of administrative subpoenas, e.g., FEC v. Long Island Tax Reform Immediately Committee (TRIM), 2 Cir. 1980, 616 F.2d 45, or pursuant to the disclosure and reporting provisions of other sections of the Federal Election Campaign Act, e.g., FEC v. American Federation of State, County and Municipal Employees, D.C. D.C. 1974, 471 F.Supp. 315, or in cases concerning campaign contributions, e.g., FEC v. National Right to Work Committee (NRWC), 1982, 459 U.S. 197.<sup>3</sup> Civil penalties and contempt adjudications are among the sanctions now provided in § 437g for violations of § 441b. The complaint in the instant case seeks a civil penalty of \$5,000.

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<sup>3</sup>  
After the Supreme Court decision in the NRWC case, the parties filed supplemental memoranda on the question whether it is controlling precedent in this case. In our opinion, it is not. Plaintiff argues that the Supreme Court

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Secondly, the facial constitutionality of § 441b is not an open question. The compelling government interest in preserving the integrity and appearance of integrity of federal elections that underlies the regulation of campaign contributions and expenditures has been long established, at least since United States v. Automobile Workers, 1957, 352 U.S. 567. The constitutionality of the FECA was explored in depth in the "watershed case" of Buckley v. Valeo, 1976, 424 U.S. 1, in which the opinions per curiam and of the individual Justices exceeded 200 pages. Likewise, the precious First Amendment interests here involved need simply to be recognized, not explicated. We subscribe to Judge Sweet's statement in FEC v. Weinstein, S.D. N.Y. 1978, 462 F.Supp. 243, 249:

For this court to elaborate on the nature of free speech would be presumptuous in view of the exhaustive literature in this field and the opinions already referred to.

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(cont.)

treated NRWC's solicitation of campaign contributions from nonmembers as the making of prohibited expenditures. We believe, however, that a fair reading of its unanimous opinion leaves no doubt that the Court was addressing the legality of NRWC's fundraising, viz., solicitation of contributions to be donated to political candidates or campaign committees, not the legality of its expenditures. See Democratic Party v. National Conservative P.A.C., E.D. Pa. 1983, 578 F.Supp. 797, 820. For one thing, the opinion did not quote or even cite the statutory definitions of "expenditure", § 441b(b)(2) and § 431(f) except, at 201, in passing reference to separate segregated funds. Also, NRWC discussed only freedom of association, not freedom of speech.

The derivation and relationship between First Amendment freedoms and democracy's dependence upon honest and apparently honest elections have been described in numerous scholarly articles, e.g., Corporate and Labor Union Activity in Federal Elections: "Active Electioneering" as a Constitutional Standard, 49 Geo. Wash. L. Rev. 761 (1981), and decisions, e.g., United States v. Chestnut, supra at 588-591, Common Cause v. Schmitt, D.C. D.C. 1980, 512 F.Supp. 489, 493-500.

Thirdly, in ruling upon the parties' cross-motions for summary judgment we are mindful of the "basic principle that . . . . If a court can decide a case on non-constitutional grounds, it should not stray into the field on constitutional analysis." FEC v. TRIM, supra at 51-52. See also the classic exposition of this principle in United States v. Automobile Workers, supra at 590-592. This does not mean, however, that the statute can be construed without awareness of the impact of plaintiff's interpretation of § 441b on the defendant's freedoms of speech and association. First Amendment interests permeate the issues of statutory construction here presented, and Congress will not be presumed to have been insensitive to them.

### III

Section 441b(b)(2) provides the applicable definition of "expenditure", as follows:

---

<sup>4</sup> In our opinion, this definition is exclusive despite use of the verb "shall include" rather than "shall mean" because § 431(f)(4)(H), the definition section of FECA, in effect adopts the § 441b(b)(2) definition.

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For purposes of this section . . . the term "contribution or expenditure" shall include any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value . . . to any candidate, campaign committee, or political party or organization, in connection with any [federal] election. . . .

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Section 441b thus outlaws indirect payments or gifts of anything of value to any candidate, campaign committee or political party or organization. Was defendant's publication of the Special Election Editions intended by Congress to be such a payment or gift? We think not. The publication was uninvited by any candidate and uncoordinated with any campaign. <sup>5</sup> When competing candidates were on the same side of the abortion issue, it did not suggest a preference. To the extent that it was distributed beyond defendant's membership, it probably lessened rather than enhanced the prospects of election of candidates subscribing to defendants' platform which, according to public opinion polls, is opposed by most citizens. It listed the positions of hundreds of candidates on a single political issue, without however expressly advocating the election or defeat of any particular candidate or belittling the importance

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"Unlike contributions, such independent expenditures may well provide little assistance to the candidate's campaign and indeed may prove counterproductive. The absence of pre-arrangement and coordination of an expenditure with the candidate or his agent not only undermines the value of the expenditure to the candidate, but also alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate." Buckley v. Valeo, supra, at 47.

of other election issues. The publication cost less than \$10,000 and nearly 500 candidates were surveyed, an alleged "expenditure" of about \$20 per candidate. If the space in the editions devoted to candidates for federal office be segregated from the rest, the cost of the papers was about \$4,000 for 50 candidates, or \$80 per--in either case, hardly the sort of "large" expenditures, repeatedly referred to in Buckley v. Valeo , supra, or "indirect contributions" which the 1947 amendment to the Federal Corrupt Practices Act was aimed at. See United States v. CIO, 1948, 335 U.S. 106, 115, 122.

IV

We also hold that the tabloids in question were not expenditures prohibited by § 441b because they were "news story, commentary, or editorial distributed through the facilities of any . . . periodical publication" and hence exempted from the definition of expenditure by the 1974 amendments to FECA, found now in 2 U.S.C. § 431(9)(B)(i) (before 1980 at § 431(f)(4)(A)).<sup>6</sup> They listed the voting records of incumbents on three legislative proposals pertaining

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The complete provision is: The term "expenditure" does not include--any news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, or other periodical publication, unless such facilities are owned or controlled by any political party, political committee, or candidate. There is no claim in this case that the defendant's facilities are owned or controlled by any political party, committee or candidate.

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to abortions and reported the responses to questionnaires regarding these proposals received from nonincumbent candidates; and urged readers to vote pro-life. In our opinion, the compilation of voting records and questionnaire responses was news, probably not available elsewhere; and the call to vote pro-life, in conjunction, incidentally, with a quotation from Thomas Jefferson, was editorial.

The closer question is whether the special election editions were "periodical publications"<sup>7</sup> within the meaning of the statutory exemption. We find that they were. First, they were similar in newsprint, sheet form, size and format to the "MCFL Newsletter" that the defendant published relatively regularly, subject only to the availability of sufficient funds, for five years before 1978. The newsletters typically filled 6-10 pages of newsprint and included explanations and endorsements of its opposition to abortions, reports of political developments and judicial rulings on abortion-related issues, announcements of social activities for

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<sup>7</sup> The term is not defined elsewhere in the statute or regulations. The Commission has suggested, in accordance with FEC Advisory Opinion AO 1980-109, CCH Guide ¶ 5556, that we borrow and apply the definition of the term "bona fide newspaper" in regulations at 11 CFR § 110.13, as elaborated at 44 Fed. Reg. 76735 (12/27/79). But § 110.13 concerns the staging of political debates, which in our view presents quite different problems.

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members and appeals for funds. Special election editions were published prior to all elections since 1974, thrice before 1978. Secondly, the legislative history of the newspaper exemption shows that Congress intended that it be a broad exemption, coextensive with the First Amendment. The relevant House of Representatives committee report, H.R. Rep. No. 1239, 93d Cong., 2d Sess. 4 (1974), stated that

it is not the intent of the Congress in the present legislation to limit or burden in any way the first amendment freedoms of the press or of association. (emphasis added)

The same report indicates that the amendment would conform the statute to preexisting law, which would presumably include the caveat expressed in United States v. CIO, supra, at 123, as follows:

It would require explicit words in an act to convince us that Congress intended to bar a trade journal, a house organ or a newspaper, published by a corporation, from expressing views on candidates or political proposals in the regular course of its publication. It is unduly stretching language to say that members or stockholders are unwilling participants in such normal organizational activities, including the advocacy thereby of governmental policies affecting their interests, and the support thereby of candidates thought to be favorable to their interests.

Another indication of the breadth of the news exemption from FECA's definition of "expenditure" was Congress' simultaneous enactment of a narrower provision exempting newspapers from the reporting and disclosure provisions of FECA, § 437(a).<sup>8</sup>

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<sup>8</sup> This provision was invalidated as unconstitutional by the Court of Appeals decision in Buckley v. Valeo, D.C. Cir. 1975, 519 F.2d 821, 869-78, an aspect of the case not reviewed by the Supreme Court in its landmark decision.



If § 441b were intended by Congress to prohibit MCFL's expenditures of printing and distributing the newsletters in question, it would be unconstitutional under the First Amendment as applied to MCFL because violative of MCFL's freedoms of speech, press and association. Our opinion on this point is based upon the junction in this case of three distinctive features of the expenditures at issue. They were (a) independent of any candidate or party, (b) by a nonprofitmaking corporation formed to advance an ideological cause and (c) for the purpose of publishing direct political speech. We discuss each in turn.

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The only compelling governmental interest<sup>9</sup> that would justify the application of § 441b to the defendant's Special Election Editions, to wit, the prevention of real or apparent corruption, has not been shown by plaintiff to be implicated here. The danger that the newsletters might, like large campaign contributions, "secure a political quid pro quo from current and potential office holders", Buckley v. Valeo, supra at 26, or create political debts, First National Bank of Boston v. Bellotti, supra at 788, fn. 26, or "pose a perceived threat of actual or potential corruption," California Medical Assn. v. FEC, 1981, 453 U.S. 182,

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"Buckley identified a single narrow exception to the rule that limits on political activity were contrary to the First Amendment." Citizens Against Rent Control v. Berkeley, 1981, 454 U.S. 290, 296-297 (emphasis added).

concurring opinion of Blackmun, J. at 203, has not been shown. The election editions were accurate tabulations of all candidates' positions on three public issues espoused by MCFL, without express advocacy of the election of a particular candidate. The costs of their composition and distribution were made without the cooperation, consultation, request or suggestion of any candidate, see § 431(17) of the Act, and hence independent expenditures, a fact which Buckley v. Valeo, supra at 47, quoted ante at fn. 5, says "alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate." (emphasis added). In our opinion, this independence under the circumstances of the instant case not merely alleviates "the danger" which is an essential predicate to curtailment of MCFL's First Amendment freedoms--it eliminates it.

Other governmental interests have sometimes been advanced in support of § 441b: to protect shareholders from having corporate funds used to support political candidates to whom they may be opposed, FEC v. NRWC, supra at 207-208, and "to sustain the active, alert responsibility of the individual citizen in a democracy for the wise conduct of government." United States v. Auto Workers, supra at 575. It is self-evident that the expenditures at issue in this case are not contrary to these two interests. The expenditures in question clearly carry out the widely publicized purpose of MCFL's

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existence, viz., opposition to abortion, of which all members must be aware before sending in donations. As for promoting citizen responsibility, publication of tabloids urging readers to go to the polls and vote for candidates sharing their views on an important public issue is scarcely inconsistent with that governmental interest.

Buckley v. Valeo, supra at 44-48, ruled that independent expenditures are constitutionally protected if made by an individual or group "in order to engage directly in political speech." California Medical Assn. v. FEC, 1981, 453 U.S. 182, 195. The single differentiating factor in the instant case from Buckley is the defendant's corporate form. But that difference cannot be dispositive. The corporate identity of the speaker does not deprive speech of what otherwise would be its clear entitlement to protection. First National Bank of Boston v. Bellotti, supra at 778-786. The dissenting justices in that case emphasized the nature of commercial corporations. Probably they would not have dissented had the holding been limited to nonprofitmaking corporations like MCFL. This is indicated in Mr. Justice White's dissenting opinion, at 805, as follows:

It is clear that the communications of profitmaking corporations are not "an integral part of the development of ideas, of mental exploration and of the affirmation of self." They do not represent a manifestation of individual freedom or choice. Undoubtedly, as this

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Court has recognized, see NAACP v. Button, 371 U.S. 415 (1963), there are some corporations formed for the express purpose of advancing certain ideological causes shared by all their members, or, as in the case of the press, of disseminating information and ideas. Under such circumstances, association in a corporate form may be viewed as merely a means of achieving effective self-expression. But this is hardly the case generally with corporations operated for the purpose of making profits. (emphasis added).

Thus the second critical element of MCFL's constitutional claims is the nature of the defendant corporation.

The third is the purpose of the expenditures the FEC seeks to forbid: the publication of direct political speech, not the solicitation of contributions from 267,000 individuals as in FEC v. NRWC, supra, nor "speech by proxy"<sup>10</sup> by means of contributions to a political action committee as in California Medical Assn. v. FEC, supra, (such "speech by proxy" . . . is not the sort of political advocacy . . . entitled to full First Amendment protection." Id., at 196. Emphasis added.) Brown v. Hartlage, 1982, 456 U.S. 45, held the Kentucky Corrupt Practices Act unconstitutional as applied to a candidate for public office who made a campaign promise to serve if elected at a salary less than that fixed by law,

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"[T]his attenuated form of speech does not resemble the direct political advocacy to which this Court in Buckley accorded substantial constitutional protection." California Medical Assn. v. FEC, supra, fn. 16 at 196.

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finding, at 56-57, "that the statements of petitioner Brown . . . were very different in character from the corrupting agreements and solicitations historically recognized as unprotected by the First Amendment." (emphasis added). Similarly here, the defendant's special election editions were the very antithesis of a corrupting agreement or contribution. They were open, strived for accuracy, reported on every candidate regardless of prospects of election and urged readers to vote on election day. They sought to influence incumbents and candidates solely by means of informed voter reaction to the candidates' positions on an important public issue. Far from being an improper influence, or eroding public confidence in the electoral process, or threatening its integrity, FEC v. NRWC, supra at 207-208, they would seem to promote rather than undermine the honest functioning of representative government.

#### Conclusion

In their briefs and oral arguments the parties have addressed in many ways but always indirectly an issue of characterization that we feel is best stated explicitly: in publishing its Special Election Editions in 1978, was the defendant spending or speaking? Plaintiff would answer the former and defendant would answer the latter. Both would, of course, be correct, but only partially so. Essentially,

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however, we agree with the defendant that the costs of the publications in question are more accurately characterized as speaking than spending and that in placing the FCPA in the FECA as new § 441b Congress did not intend to proscribe the type of expenditure made by the defendant in 1978.

Alternatively, and conditionally upon our having misinterpreted § 441b and § 431(9)(B)(i), we have observed the precept, "regulation of First Amendment rights is always subject to exacting judicial scrutiny", Citizens Against Rent Control v. Berkeley, supra at 298, and found that to apply the Federal Corrupt Practices Act, 2 U.S.C. § 441b, to defendant MCFL's 1978 Special Election Editions would violate its rights to freedom of speech, press and association under the First Amendment of the United States Constitution. Accordingly it is ordered that plaintiff's motion for summary judgment be denied and that defendant's motion be granted and that judgment be entered for the defendant dismissing the complaint.

  
United States District Judge

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## BY-LAWS OF

## YOUNG AMERICANS FOR FREEDOM, INC.

## ARTICLE ONE - NAME

Section 1. The name of this Corporation shall be Young Americans for Freedom, Inc.

## ARTICLE TWO - SEAL

Section 1. The seal of the Corporation shall be circular in form and shall bear the name of the Corporation, the year of its organization and the words, "Corporate Seal, Delaware."

## ARTICLE THREE - PURPOSES

Young Americans for Freedom is a non-profit, non-sectarian, non-partisan, voluntary membership Corporation. The objects or purposes to be promoted or carried on are:

Section 1. To instruct, train, inform and educate the public on current national and local issues on subjects beneficial to the community consistent with and for the promotion of the principles outlined in the Sharon Statement (see below). In so doing, through public discussion groups, forums, panels, lectures and other similar programs through mail or on radio or television, an effort will be made to present a sufficiently full and fair exposition of the pertinent facts to permit an individual or the public to form an independent opinion or conclusion.

## The Sharon Statement

That foremost among the transcendent values is the individual's use of his God-given free will, whence derives his right to be free from the restrictions of arbitrary force;

That liberty is indivisible, and that political freedom cannot long exist without economic freedom;

That the purposes of government are to protect these freedoms through the preservation of internal order, the provision of national defense, and the administration of justice;

That when government ventures beyond rightful functions, it accumulates power which tends to diminish order and liberty;

That the Constitution of the United States is the best arrangement yet devised for empowering government to fulfill its proper role, while restraining it from the concentration and abuse of power;

That the genius of the Constitution—the division of powers—is summed up in the clause which reserves primacy to the several states, or to the people, in those spheres not specifically delegated to the Federal government;

That the market economy, allocating resources by the free play of supply and demand, is the single economic system compatible with the requirements of personal freedom and constitutional government, and that it is at the same time the most productive supplier of human need;

That when the government interferes with the work of the market economy it tends to reduce the moral and physical strength of the nation;

That when it takes from one man to bestow on another, it diminishes the incentive of the first, the integrity of the second, and the moral autonomy of both;



That we will be free only so long as the national sovereignty of the United States is secure; that history shows periods of freedom are rare, and can exist when free citizens concertedly defend their rights against all enemies; That the forces of international communism are, at present, the greatest single threat to these liberties;

That the United States should stress victory over, rather than co-existence with, this menace;

and

That American foreign policy must be judged by this criterion: Does it serve the just interests of the United States?

Section 2. To promote social welfare and individual freedom; to study on a non-partisan basis proposed legislation by the Congress of the United States, State Legislatures or local governing bodies, or other governmental bodies or agencies affecting social and economic problems facing individuals; to support an alliance of citizens interested in preserving and enhancing individual freedom for all Americans to support, propose or oppose such proposals affecting the individual

Section 3. To encourage the holding of regular public meetings by the national organization and local chapters for the presentation of panel discussions, lect film presentations or other educational material. In addition, YAF's education literature (books, articles, pamphlets, issue papers, etc.) will be distributed and made available to the public, with the objective of getting the widest possible audience. Through the national, regional and local chapter organizations, to make available, from time to time, additional educational literature, tapes, films and other research materials, to aid in obtaining quality speakers, public officials, business, journalistic and academic leaders; to maintain an ongoing contact with all members and supporters relating to membership information, educational programs and activities, and ideas for new research and activist educational civic programs and projects; and to raise the needed money through direct mail and other solicitations to finance these activities, educational programs and projects, etc.

Section 4. To sponsor, from time to time, national, regional and local seminars, public meetings, conducted by lecturers, speakers and panels from various other organizations for the purpose of educating the public and providing local forums for alerting the public to legislative and other governmental actions imminent, planned or already operative, in promotion of the principles outlined in the 3rd statement (see above).

Section 5. To provide aid and information to students and such young people throughout the nation who may desire it to assist them in achieving and maintaining the political realization of the beliefs stated in Section 1. of this Article.



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ARTICLE FOUR--MEMBERSHIP

Section 1. Any individual who is an American citizen, no older than 39 years of age and in agreement with the beliefs stated in Article Three, Section 1 of these By-Laws, may become a member of Young Americans for Freedom, Inc., upon completion of a membership form and payment of annual dues to the National Office.

Section 2. Any individual who is over 39 years of age, who is an American citizen and in agreement with the beliefs as stated in Article Three, Section 1 of these By-Laws may become an associate member of Young Americans for Freedom, Inc., upon completion of a membership form and payment of annual dues to the National Office.

Section 3. The National Chairman may refuse to accept an application for membership from, or suspend the membership of any individual who engages in activities which constitute anti-semitism, racism, facism, communism, religious discrimination or which are contrary to the interests of Young Americans for Freedom. The National Chairman's action under this section shall be subject to review by the Policy Committee. All powers granted in this section to the National Chairman or the Policy Committee are also granted to the Board of Directors and any decision of the Policy Committee shall be subject to review by the Board of Directors. All such action shall be communicated to the Board of Directors and to the individual concerned and the membership shall be revoked twenty (20) days after such communication, unless the member involved or any director shall object, in which case such action shall be final only upon approval of a 2/3 vote by the Board of Director

Section 4. No personal benefits shall inure any member, director, or officer of the Corporation except that reasonable compensation may be paid for or on behalf of the Corporation.

Section 5. Each member and associate member of the Corporation shall pay dues in amounts to be established by action of the Board of Directors.

Section 6. Any member may terminate his membership by written resignation at any time.

## ARTICLE FIVE—BOARD OF DIRECTORS

Section 1. All powers of the Corporation shall be exercised by the Board of Directors who may delegate to officers and to committees of their own number such powers as they may see fit in addition to such powers as are specified in these By-Laws.

Section 2. The number of Directors which shall constitute the whole Board shall not exceed twenty-five (25).

Section 3. The Board of Directors shall elect from among the membership of the Corporation, seven (7) individuals who shall serve as Directors of the Corporation for a term of two (2) years and until their successors have been elected and qualified. They shall be elected at least sixty (60) days prior to the National Convention.

Section 4. The members of the Corporation within the Regions shall elect biennially a Director from each Region for a term of two (2) years, provided that Directors elected in this manner in 1977 shall serve only until new elections are held in the first 5 months of 1978. Thereafter, these elections shall be in the first 5 months of even numbered years.

Section 5. The National Convention delegates shall elect among the membership of the Corporation, nine (9) individuals who shall serve as Directors of the Corporation for a term of two (2) years.

Section 6. To be eligible for election to the Board of Directors, under section 4 or 5 or this Article 5, a candidate must have been on the record data set for election pursuant to Article Thirteen, section 2, a Chapter Chairman, State Chairman, a member of the State Executive Committee, a Regional Representative, or a National Director.

Section 7. The Board of Directors shall meet at least twice a year at the call of the Chairman or a majority of the Policy Committee, and at a time and place specified in the call. Notice of all regular meetings shall be mailed to each director not less than twenty one (21) days prior to the date of the meeting.

Section 8. On the written petition of eight (8) members of the Board of Directors such petition to be submitted to the National Chairman, the Board shall meet at the National Office of the Corporation not less than five (5) days nor more than fifteen (15) days after receipt of said petition by the National Chairman, to discuss and vote upon the specific issues raised by such petition.

Section 9. At all meetings of the Board of Directors, one-third of the membership of the Board of Directors shall constitute a quorum.

Section 10. Any vacancies occurring on the Board of Directors may be filled by a majority vote of the Directors then in office.

Section 11. No individual employed as a full-time regularly salaried employee

of Young Americans for Freedom, Inc., or any regional unit thereof, may serve as an officer or director of the Corporation, provided that nothing herein shall prohibit temporary employment not exceeding 3 months in any 12 month period.

Section 12. Any Director may terminate his membership on the Board by written resignation at any time.

Section 13. A director may be removed from the Board for just cause by two-thirds vote of those Directors present and voting at any officially constituted meeting of the Board, provided that twenty-one (21) days notice of such proposed action is given to the members of the Board. In cases of removal, the action of the Board shall be final.

Section 14. All members of the Board shall serve from the time of their election until their successors are elected (all other provisions of these By-Laws to the contrary notwithstanding)

Section 15. The Board of Directors may hold their meetings and keep the books of the Corporation outside of the State of Delaware.

Section 16. Notice of any meeting of the Board of Directors need not be given to any Director if it be waived by him in writing, whether before or after such meeting is held, or if he is present at such meeting, except where a Director attends a meeting for the express purpose of objecting to the transaction of business because the meeting is not lawfully called or convened; and any meeting of the Board shall be a legal meeting without notice thereof having been given, if all of the Directors are either present thereat or waive notice thereof.

Section 17. Any action which may be taken by the Board of Directors may be taken without a meeting if a consent in writing, setting forth the action so to be taken, shall be signed by all the Directors. Such consent shall have the same effect as a unanimous vote.

Section 18. No notice shall be required for the organizational meeting of the Board of Directors which shall be held immediately after the election of Board members by the National Convention.



## ARTICLE SIX—OFFICERS

Section 1. The general officers of the Corporation shall be the National Chairman, Vice-Chairman, Secretary, and Treasurer, who must be members of the Board of Directors.

Section 2. The National Chairman shall be elected by the National Convention delegates for a two (2) year term subject to removal for just cause by an affirmative vote of three-fourths (3/4) of the entire Board of Directors. He must previously, and at the time of his election, be a member of the Board. The other general officers shall be elected by the Board of Directors for a two (2) year term, subject to the removal from their offices but not from the Board of Directors. All general officers shall be elected at the organizational meeting of the Board of Directors, or at Adjournments or continuances thereof. They shall serve until the election of their successors.

Section 3. The National Chairman shall be the Chairman of the Board of Directors, senior officer of the Corporation, and shall determine the policy and have general supervision of the affairs of the Corporation subject to the direction of the Board of Directors. The National Chairman shall preside at all meetings of the Corporation, Board of Directors, and Policy Committee. He shall appoint subject to the approval of the Board of Directors, all committees, temporary or standing. He shall see that all books, records, reports and certificates as required by law are properly filed or kept, and he shall have sole authority to contract for professional personnel to assist with such matters. He shall have authority to exercise the powers granted by Article Seventeen, Section One of these By-Laws, and he shall be one of the officers who may sign checks or drafts of the Corporation provided that such drafts or checks are also signed by one other person authorized by the Board of Directors.

Section 4. The Vice-Chairmen shall serve as Chairman in case of the disability, illness, death or absence of the Chairman, until a successor is elected.

Section 5. The Secretary shall attend all meetings of the Board of Directors and Policy Committee; shall record all of the proceedings and votes of these meetings, and may sign the notices of the meetings thereof. The Secretary shall keep the minutes and records of the Corporation in appropriate books. It shall be the duty of the Secretary to file any certificate required by any statute, federal or state. He shall give and serve all notices to members of the Corporation, shall perform, in general, the duties incident to the office of Secretary subject to control of the National Chairman, Board of Directors, and the provisions of the By-Laws. The Secretary shall be one of the officers authorized to sign checks or drafts of the Corporation provided that such drafts or checks are also signed by one other authorized Director.

Section 6. The Treasurer shall have the care and custody of the corporation funds and securities and shall keep full and accurate accounts of the receipts and disbursements of all monies received and paid by him on account of the Corporation; he shall exhibit such books of account and records to any of the Directors at any time upon request at the office of the Corporation and shall render a detailed statement to the Directors as often as they shall require it. He shall cause to be deposited in such regular business bank or trust company as the Board of Directors may authorize the funds of the Corporation.



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Section 7. If a vacancy shall occur in any office of the Corporation, the Board of Directors shall elect a successor to complete the unexpired term.

## ARTICLE SEVEN--POLICY COMMITTEE

Section 1. The Policy Committee shall consist of the National Chairman, the Vice-Chairman, the Treasurer, the Secretary, and three members at large elected by the Board of Directors from its own membership. At meetings of the Policy Committee, the National Chairman shall preside, or in his absence, the Vice-Chairman, or a chairman protempore elected by the Committee.

Section 2. The Policy Committee shall have the power, when the Board of Directors is not in session, to take any action within the power of the Board, except upon such matters as may be by law, or these By-Laws, require action by the Board of Directors itself. Notice of all actions taken by the Policy Committee shall be given to all members of the Board of Directors.

Section 3. All decisions of the Policy Committee shall be subject to subsequent ratification by the Board of Directors.

Section 4. Meetings of the Policy Committee may be called by the National Chairman or shall be called by the Secretary at the request of any two members of the Committee. Notice of all Policy Committee meetings shall be mailed to each member of the Committee not less than seven (7) days prior to the date of the meeting.

Section 5. A quorum for the Policy Committee shall be five (5) members.

## ARTICLE EIGHT--STANDING COMMITTEES

Section 1. The Chairman of standing committees, approved by the Board of Directors, may be selected from inside or outside the Board of Directors.

Section 2. There shall be an Advisory Board. The Advisory Board and its Chairman shall be appointed by the National Chairman subject to approval of the Board of Directors. Prominent individuals may be invited to serve on the Advisory Board. Such members will serve only in an advisory capacity with no voting privileges.

Section 3. The Chairman shall appoint, subject to the approval of the Board of Directors, the editor of THE NEW GUARD, the official publication of Young Americans for Freedom, Inc.

## ARTICLE NINE--REGIONS

Section 1. For organizational purposes, geographic regions shall be established by resolution of the Board of Directors.

Section 2. The National Chairman may appoint a regional representative of the Corporation in each Region to be known by that title. Such appointment must be approved by a majority of the members of the Board of Directors from that Region. The duties of such representatives shall be prescribed by the National Chairman and he shall carry out his duties under the supervision of the National Executive Director.



## ARTICLE TEN--STATE ORGANIZATIONS

Section 1. The Corporation has the obligation of establishing state organizations for the purpose of building local chapters and coordinating state projects.

Section 2. The National Chairman, after consultation with appropriate national, state, and local leadership of Young Americans for Freedom shall appoint all state chairman subject to review by the Board of Directors. Each state chairman shall serve for a term of six months, subject to removal by national chairman for cause. State chairman shall be eligible for reappointment.

Section 3. The State Chairman shall have general supervision of the affairs of the Corporation in his state consistent with the National Policies of Young Americans for Freedom. The State Chairman shall appoint all other officers of the state organization, including the members of the State Executive Committee who shall serve at his pleasure. He may not authorize the election of an officer or official of Young Americans for Freedom unless such election is authorized by these By-Laws.

Section 4. The Board of Directors may, by resolution, establish duties to be performed by the State Chairman.

Section 5. In no event shall the Corporation be liable for debts incurred by State organizations or officers.

Section 6. Under no circumstances may a state organization incorporate under the laws of its state.



ARTICLE ELEVEN—CHAPTERS

Section 1. The Corporation may charter local chapters which shall carry out, subject to the direction of the State Chairman, activities within its own area directed toward furthering the purposes of Young Americans for Freedom, Inc. No chapter may engage in activities which constitute anti-semitism, racism, facism, communism, religious discrimination or anything contrary to the Sharon Statement, in conflict with the National By-Laws, or contrary to the interests of Young Americans for Freedom.

Section 2. Five (5) or more members of Young Americans for Freedom, Inc. may apply to the National Office for a charter as a chapter of Young Americans for Freedom, Inc.

Section 3. A charter may be issued by the National Chairman, after consultation with the appropriate State Chairman. Unless exception is taken in writing, within fifteen (15) days, by one of the above persons, from the date the charter application is mailed to the State Chairman for approval, the charter shall be issued by the National Chairman.

Section 4. If exception is taken to the decision of the National or State Chairman in accordance with Section 3 of this Article, an appeal may be made to the Policy Committee. It shall be the responsibility of the National Chairman to obtain full particulars of the case at issue. The charter may be approved by a three-fifths vote of the Policy Committee.

Section 5. Chartered chapters shall draft their own By-Laws in accordance with the National By-Laws. Chapters shall file a copy of their By-Laws with the State Chairman and the National Office.

Section 6. All voting members and/or officers of a chapter must be members of Young Americans for Freedom, Inc., as constituted in Article Four, Section 1.

Section 7. No chapter may use the name of an existing chapter in the same state. No chapter may use a word denoting any of the following geographical areas without the approval of the State Chairman: "county," "Congressional district," "metropolitan" or "greater".

Section 8. Names of chapters, or changes in the names of chapters, are subject to review of the National Board of Directors.

Section 9. Any and all statements and any and all activities carried out by a chapter must be done in the name of that local chapter.

Section 10. It is the obligation and responsibility of newly elected chapter officers to notify the State Chairman and National Chairman of any changes of chapter officers.

Section 11. Chapter officers are responsible for the debts incurred on behalf of the local chapter. Neither the Corporation or the state organization is in any way responsible for debts of a chapter.

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Section 12. The charter of any chapter operating in a manner contrary to the By-Laws of the Corporation may be revoked or suspended by a five-sevenths vote of the Policy Committee, subject to ratification by two-thirds vote of the Board of Directors at its next meeting.

Section 13. Under no circumstances may a chapter incorporate under the laws of its state.

## ARTICLE TWELVE—COUNCILS

Section 1. Councils may organized for the purposes of coordinating the activities of chapters. A council must apply for a charter from the National Office in same manner as a chapter.

Section 2. Councils composed solely of high schools and college chapters must use the word "student" in the official council name.

Section 3. All councils shall be governed by the provisions of Article Eleven, Sections 3 through 14 inclusive where applicable.

Section 4. The State Chairman must approve the membership on the council of each individual chapter, and he shall appoint all officers of the council, who shall serve at his pleasure.

## ARTICLE THIRTEEN—NATIONAL CONVENTION

Section 1. A National Convention shall be held biennially (every 2 years) to transact such business as may be submitted to it by the Board of Directors and to conduct such elections as provided in Article Five, Section 5 and Article Six, Section 2.

Section 2. The time, place and rules of such Convention shall be determined by the Board of Directors.

Section 3. The National Chairman shall give forty-five (45) days notice of the Convention and the place where it is to be held to State Chairman and Chapter Chairman.

Section 4. Each chapter chartered in accordance with these By-Laws shall be allowed one (1) delegate to represent the members of the chapter at the National Convention. Each chapter shall be entitled to one (1) additional delegate for each ten (10) members beyond the first five (5) members. A chapter shall not be entitled to any delegates if it has not been chartered for a continuous period of at least ninety (90) days prior to the date of the National Convention.

Section 5. Each state organization shall be allowed one (1) delegate at large, and an additional delegate at large for each full fifty (50) members of the Corporation residing therein, according to the records of the Corporation.

Section 6. Each member of the Board of Directors shall have one (1) delegate vote at the National Convention.

Section 7. No delegate may cast more than one vote, nor may any person vote by proxy. Councils are not entitled to any delegate votes. Every delegate must be a member of the Corporation, having complied with all the requirements of Article Four of the By-Laws.

Section 8. The Board of Directors shall by resolution determine a record date at which the membership rolls of the Corporation shall be closed for the purpose of determining the delegate allocation in accord with these By-Laws.

Section 9. Delegates to all regional conferences shall be selected in accordance with sections 4, 5, 7, and 8 of article 13.



## ARTICLE FOURTEEN--OFFICES

Section 1. An office of the Corporation shall be located in the City of Wilmington, State of Delaware.

Section 2. The Corporation may also have offices at such other places, either within or without the State of Delaware, as the Board of Directors may from time to time determine.

Section 3. The principal office of the Corporation shall be located in or near the District of Columbia.

## ARTICLE FIFTEEN--FUNDS AND SECURITIES

Section 1. The Board of Directors may authorize any officer or officers, in the name of and on behalf of the Corporation, to enter into any contract or execute and deliver any instrument, or to sign checks, drafts, or other orders for the payment of money or notes or other evidences of indebtedness, and such authority may be general or confined to specific instances; and, unless so authorized by the Board of Directors or by these By-Laws, no officer shall have the power or authority to bind the Corporation by any contract or engagement or to render it pecuniarily liable for any purposes or to any amount.

Section 2. No loan shall be contracted on behalf of the Corporation and no negotiable paper shall be issued in its name unless authorized by the vote of the Board of Directors or by these By-Laws. When authorized by the Board of Directors to do so, any officer of the Corporation may effect loans and advances at any time for the Corporation from any bank, trust company, or other institution, or from any firm, corporation or individual. Such authority may be general or confined to specific instances.

Section 3. All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such banks, trust companies, or other depositories as the Board of Directors may select; or as may be selected by any officer or officers of the Corporation to whom such power may from time to time be delegated by the Board of Directors or by these By-Laws.

8 0 4 0 5 4 5 3 5 5

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ARTICLE SIXTEEN--FISCAL YEAR

The fiscal year shall be fixed by resolution of the Board of Directors.

ARTICLE SEVENTEEN--NOTICES

Whenever, under the provisions of these By-Laws, the Certificate of Incorporation, or any statute, notice is required to be given to any Director, officer, or member, it shall not be construed to be a personal notice, but such notice may be given in writing by mail or telegram, addressed to such officer, Director, or member at such address as appears on the books of the Corporation. Any Director, officer, or member may waive any notice required to be given by law, the Certificate of Incorporation, or these By-Laws.

ARTICLE EIGHTEEN--PARLIAMENTARY PROCEDURE

All matters not covered by the By-Laws of the Corporation shall be governed by Roberts Rules of Order Revised.

ARTICLE NINETEEN--AMENDMENTS

Section 1. The Board of Directors, by vote of two-thirds of the entire Board of Directors, may amend the By-Laws, provided that each member of the Board of Directors be given twenty-one (21) days notice of the substance of the proposed changes.

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LAW OFFICES

**CANTER, KENT & SULLIVAN**

2020 K STREET, N. W., SUITE 350

WASHINGTON, D. C. 20006

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/SUSAN M. TEIR *SMTT*

DATE: JULY 13, 1984

SUBJECT: MUR 1707 - COMPREHENSIVE INVESTIGATIVE  
REPORT #1 signed July 11, 1984

The above-named document was circulated to the Commission on a 24 hour no-objection basis at 4:00 on July 12, 1984.

There were no objections to the Report at the time of the deadline.

85040545357





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
 FROM: Office of General Counsel *ack*  
 DATE: July 12, 1984  
 SUBJECT: MUR 1707 - Comp. Inv. Rpt. # 1

The attached is submitted as an Agenda document  
 for the Commission Meeting of \_\_\_\_\_  
 Open Session \_\_\_\_\_  
 Closed Session \_\_\_\_\_

CIRCULATIONS

48 Hour Tally Vote [ ]  
     Sensitive [ ]  
     Non-Sensitive [ ]  
 24 Hour No Objection [x]  
     Sensitive [x]  
     Non-Sensitive [ ]  
 Information [ ]  
     Sensitive [ ]  
     Non-Sensitive [ ]  
 Other [ ]

DISTRIBUTION

Compliance [x]  
 Audit Matters [ ]  
 Litigation [ ]  
 Closed MUR Letters [ ]  
 Status Sheets [ ]  
 Advisory Opinions [ ]  
 Other (see distribution below) [ ]

85040545358

\_\_\_\_\_  
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 \_\_\_\_\_

**SENSITIVE**

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

In the Matter of )  
Young Americans for Freedom )  
Young Americans for Freedom )  
Political Action Committee )  
Robert E. Dolan, Treasurer )

MUR 1784 JUL 12 A 9: 57

**Comprehensive Investigative Report #1**

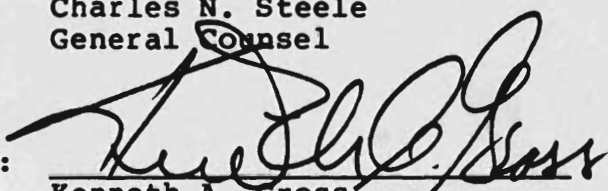
On May 21, 1984, the Commission found reason to believe Young Americans for Freedom ("YAF") violated 2 U.S.C. § 441b(a) and § 441d and Young Americans for Freedom Political Action Committee ("YAF-PAC") and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434. At that time an investigation was initiated by sending interrogatories and a request for documents to YAF.

YAF-PAC has requested an extension of 17 days in which to respond to the reason to believe finding. The extension was granted. Accordingly, YAF-PAC's response was submitted on Monday, July 9, 1984.

YAF has failed to respond to the Commission's May 21 notification previously sent to it by the Commission. On June 27, 1984, the May 21st letter enclosing interrogatories and a request for documents was re-directed to YAF in care of a new director at a new address. Should YAF fail to respond within a reasonable time to the interrogatories and request for documents orders and subpoenas will be sent to YAF.

Charles N. Steele  
General Counsel

July 11, 1984  
Date

BY:   
Kenneth A. Gross  
Associate General Counsel

85040545359



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 18, 1984

MacKenzie Canter, III  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

RE: MUR 1707  
(Young Americans For  
Freedom)

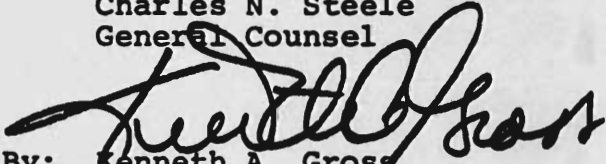
Dear Mr. Canter:

This is to acknowledge receipt of your July 11, 1984, letter confirming an extension of time in which to respond to the reason to believe notification and interrogatories sent to your client, Young Americans for Freedom. As stated in your July 10, 1984, telephone conversation, the additional time is necessary to compile the information needed to answer the interrogatories. Accordingly, the extension has been granted and your response is due Tuesday, July 31, 1984.

If you have any questions, please contact Judy Thedford at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

85040545360

LAW OFFICES  
CANTER, KENT & SULLIVAN  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 881-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

July 11, 1984

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

Judy Thedford, Esquire  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C.

Re: MUR 1707  
Young Americans for Freedom, Inc.  
Woodland Road, P.O. Box 1001  
Sterling, Virginia

6-14-9019  
RECEIVED AT THE FEC  
HAND DELIVERED  
84 JUL 11 P 4: 16  
MARYLAND OFFICE  
6241 EXECUTIVE BOULEVARD  
ROCKVILLE, MARYLAND 20852  
(301) 984-1818

VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(802) 881-0740

JUL 12 10:07

Dear Ms. Thedford:

This letter shall confirm our conversation of yesterday in which the respondent identified above was granted an extension until the end of July, 1984, in which to answer the interrogatories propounded with the notice of complaint.

The respondent was also granted an extension until the end of July to show cause why the Commission should not find reason to believe that a violation of the Federal Election Campaign Act has occurred.

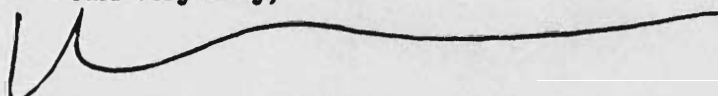
I have enclosed the original designation of counsel form, executed by an officer of the respondent, for your records.

Also, please be advised, at your convenience, following receipt by you of the respondent's answer to interrogatories, the respondent wishes to enter into pre-finding conciliation discussions.

Also, as we discussed, I will alter the interrogatories to show that they are addressed to the Treasurer of the respondent, Mr. Cannon, and not to Mr. Lesley who is no longer an officer of the corporation.

Please call me if you have any questions.

Yours very truly,



MacKenzie Canter, III

MC:mrj  
Enclosure

cc: Mr. Richard Hahn  
Mr. Ralph Galliano

85040545361



STATEMENT OF DESIGNATION OF COUNSEL

MUR 1707

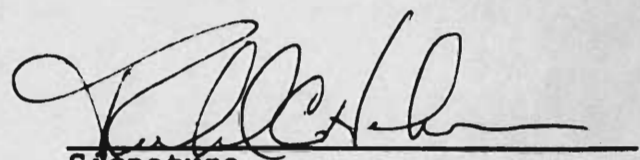
NAME OF COUNSEL: MACKENZIE CANTER<sup>LSJ</sup>

ADDRESS: CANTER, KENT + SULLIVAN  
#350, 2020 K ST NW  
Washington, DC 20006

TELEPHONE: (202) 801-0740

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.

7/5/84  
Date

  
Signature  
Dir. of Operations

RESPONDENT'S NAME: Young Americans for Freedom

ADDRESS: Woodland Rd.  
Box 1002  
Sterling, VA 22170

HOME PHONE: NA

BUSINESS PHONE: (703) 450-5162

35040545362

LAW OFFICES

ANTER, KENT & SULLIVAN

2020 K STREET, N. W. SUITE 350

WASHINGTON, D. C. 20006

U.S. POSTAGE  
HAND DELIVERED  
04 JUL 11 P 4:18

Judge Bradford, Esq.  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C.

By Hand

030405453



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 3, 1984

MacKenzie Canter, III  
Canter, Kent & Sullivan  
2020 K Street, NW  
Suite 350  
Washington, DC 20006

RE: MUR 1707  
Young Americans For Freedom  
Political Action Committee

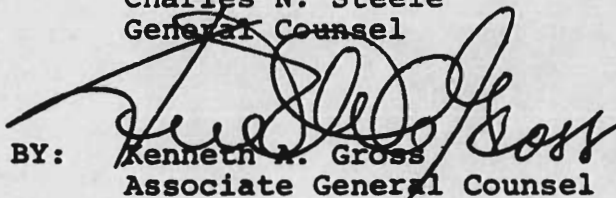
Dear Mr. Canter:

This is in reference to your letter dated July 2, 1984, requesting an additional extension of seven days to respond to the Commission's reason to believe notification. After considering the circumstances presented in your letter, the Commission has determined to grant you your requested extension. Accordingly, your response will be due on Monday, July 9, 1984.

If you have any questions, please contact Judy Thedford at (202)523-4000.

Sincerely,

Charles N. Steele  
General Counsel

BY:   
Kenneth A. Gross  
Associate General Counsel

85040545364

004 3902

LAW OFFICES  
**CANTER, KENT & SULLIVAN**  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 661-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

MARYLAND OFFICE  
634 EXECUTIVE BOULEVARD  
ROCKVILLE, MARYLAND 20852  
(301) 984-1812

VIRGINIA OFFICE  
809 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(202) 661-0740

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

July 2, 1984

Ms. Judy Thedford  
Office of General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

RE: MUR 1707  
Young Americans for Freedom  
Political Action Committee

Dear Ms. Thedford:

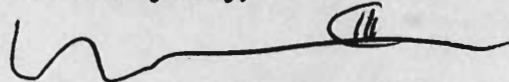
Young Americans for Freedom Political Action Committee was to provide the FEC with its 1982 year End Report and reports of receipts and disbursements for calendar years 1983 and 1984. However, our office has had difficulties in obtaining the financial data required to complete the reports despite our diligent efforts.

It is anticipated that the required information will be obtained shortly and the reports will be filed within the next few days.

Therefore, we are requesting an extension of time, until Monday, July 9, 1984, in which to comply with MUR 1707.

Your assistance in this matter is appreciated.

Yours very truly,



MacKenzie Canter, III

MC:lea

85040545365





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 27, 1984

Young Americans for Freedom  
c/o Richard Hahn  
Box 1002  
Woodland Road  
Sterling, Virginia 22170

RE: MUR 1707  
Young Americans for Freedom

Dear Mr. Hahn:

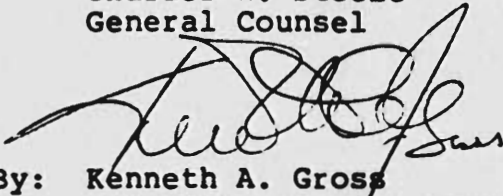
On May 24, 1984, the attached notification was sent to Edward Lesley stating that the Commission found reason to believe Young Americans for Freedom violated 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). At that time, Mr. Lesley was requested to supply specific information in connection with the alleged violations (see enclosed Interrogatories and Request for Documents).

As of this date, we have not received a response on behalf of Young Americans for Freedom. As it appears that the May 24, 1984, letter was lost in the mail, we request that the information specified in the May 24 letter be submitted within fifteen days of receipt of this letter.

If you have any questions, please direct them to Judy Thedford, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

Enclosures

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*Handwritten mark*



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 24, 1984

Edward Lesley  
National Director  
Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20009

Re: MUR 1707  
Young Americans for Freedom

Dear Mr. Lesley:

On May 21, 1984, the Federal Election Commission determined that there is reason to believe Young Americans for Freedom violated 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your organization. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your answers to the enclosed questions, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your organization, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

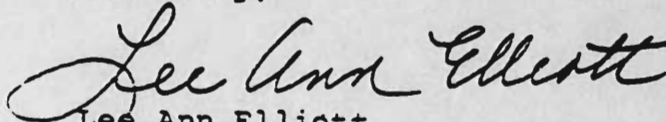
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stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,



Lee Ann Elliott  
Chairman

Enclosures

Interrogatories and Request for Documents  
General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

850405/45368

Interrogatories and Request for Documents from  
Mr. Edward Lesley  
National Director of Young Americans for Freedom

The Federal Election Commission requests that you as National Director of Young Americans for Freedom or your authorized agent having knowledge of the information sought herein submit in writing, under oath, within ten days, responses to the following questions. Questions regarding "the letter(s)" refer to an undated letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom, a copy of which is attached hereto and marked Exhibit A.

1. State your name, address and principal place of business.
  
  
  
  
  
  
  
  
  
  
2. List your position, duties and responsibilities with Young Americans for Freedom.
  
  
  
  
  
  
  
  
  
  
3. Describe the form of organization that Young Americans for Freedom represents (e.g., corporation, corporation without capitol stock, membership organization).
  
  
  
  
  
  
  
  
  
  
4. If applicable, provide copies of the articles of incorporation and bylaws pertaining to Young Americans for Freedom.
  
  
  
  
  
  
  
  
  
  
5. If your answer to question 3, above, is membership organization, state the requirements of membership in the Young Americans for Freedom. If the requirements are in writing, provide a copy of the materials in which the requirements appear.
  
  
  
  
  
  
  
  
  
  
6. If your answer to question 3, above, is membership organization, state the number of individuals who are currently members of Young Americans for Freedom.

850405145369



Interrogatories for Request for Documents

7. On what date or dates was the letter mailed?
8. How many of the letters were mailed?
9. To whom were the letters mailed? (e.g., general public, members, stockholders, executive and administrative personnel of Young Americans for Freedom)
10. State who paid for all costs in connection with the mailing of the letter. In this connection, please identify each account from which disbursements were made including the account number, the name and address of the financial institution at which the account is or was maintained, the name of the account and the type of the account.
11. What was the total cost expended in the mailing of the letter (stationery, printing, postage, mailing list, etc.)?
12. What amount of money was received as a result of the mailing of the letter?
13. How was the money used which was received as a result of the mailing of the letter?
14. Provide the names and addresses of the Officers, employees or agents of Young Americans for Freedom who were involved in the sending of the letter (excluding the names and addresses of clerical staff).

850405145370



USDA

Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

35040545371

The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

P. F. ...  
1984  
revelation

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

85040545372

Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

8 5 0 4 0 5 4 5 3 7 3



men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

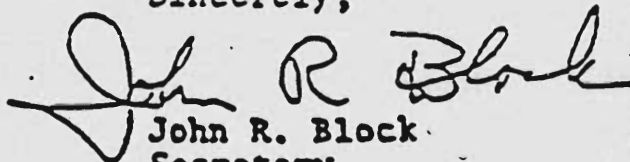
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But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.



Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

Respondent: Young Americans for Freedom

MUR No. 1707

GENERATION OF MATTER

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. The Department of Justice retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

SUMMARY OF ALLEGATIONS

The evidence submitted by the Department of Justice raises two principal issues:

1. By using corporate treasury funds to make expenditures in connection with federal elections, the Young Americans for Freedom violated 2 U.S.C. § 441b(a).
2. By failing to include the required disclaimer stating the name of the person who paid for a direct mail solicitation and whether or not the communication had been authorized by any candidate or candidate committee, the Young Americans for Freedom violated 2 U.S.C. § 441d.

85040545377



**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

The Department of Justice has submitted to the Commission a letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom.

According to information received by the Department, the letter was composed by, or with the assistance of, the direct mail firm of Bruce Eberle and Associates on behalf of the Young Americans for Freedom.

The letter solicits its readers to send contributions of up to \$10,000 to the Young Americans for Freedom to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. Enclosed with the letter is an official White House photograph of President Ronald Reagan and a postcard for sending a "note of encouragement" to President Ronald Reagan. The letter, which appears to advocate President Reagan's reelection and which solicits contributions towards that end, does not reflect who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee. Recipients of the solicitation are requested to reply to Secretary Block in care of Young Americans for Freedom at Woodland Road, Washington, D.C. 20009. The letter also requests that all checks be made payable to "YAF, Woodland Rd., Washington, D.C." The specific date or dates on which the

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solicitation was mailed are unknown. To whom the solicitation was mailed and the costs involved in the publication and mailing of the solicitation are also unknown.

Information received by the Department of Justice reveals the names of two officials within the Young Americans for Freedom organization who appear to have been involved in the publication and mailing of the fundraising letter. The named individuals are Mr. Edward Lesley, National Director of Young Americans for Freedom, and Mr. Robert Dolan, identified as the Chairman of Young Americans for Freedom.

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

## II. Legal Analysis

1. Use of Corporate Treasury Funds to make Expenditures in Connection with Federal Elections.

- 2 U.S.C. § 441b(a) makes "[i]t unlawful for any ... corporation whatever, or any labor organization to make a contribution or expenditure in connection with any [federal]

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election." The terms "contribution or expenditure" are defined broadly to include "any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value..." 2 U.S.C. § 441b(b) (2).

The general prohibition, however, is subject to limited exceptions. One such exception allows corporations, labor organizations, cooperatives and corporations without capital stock to use treasury funds to establish, administer, and solicit contributions to "separate segregated funds to be utilized for political purposes." 2 U.S.C. § 441b(b) (2) (C). These organizations may not, however, contribute to the separate segregated funds 1/ nor may they solicit contributions to their funds from the general public. They may solicit contributions only from limited classes connected with the soliciting organization.

In the case of a corporation, 2 U.S.C. § 441b(b) (4) allows solicitation of a corporation's stockholders and their families and its executive and administrative personnel and their families. Furthermore, 2 U.S.C. § 441b(b) (4) (c) allows a corporation without capital stock to solicit contributions to its separate segregated fund from members of such corporation.

The documentation submitted by the Department of Justice provides evidence that the Young Americans for Freedom violated

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1/ See Pipefitters Local Union No. 562 v. United States, 407 U.S. 385, 428-32 (1972)

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2 U.S.C. § 441b(a). Specifically, it appears that the Young Americans for Freedom, a non-stock corporation, made expenditures in connection with a federal election in violation of § 441b(a). The expenditures consist of the costs involved in the publication and distribution of a direct mail communication which appears to advocate the reelection of President Ronald Reagan in the upcoming 1984 presidential election and which solicits contributions towards that end.

The above-referenced expenditures do not appear to fall within the exempted category of expenditures provided in 2 U.S.C. § 441b(b)(2)(c). Nowhere in the letter is there any language suggesting that the solicitation is made on behalf of the separate segregated fund of Young Americans for Freedom. All references are to the corporation itself. The letter repeatedly states that it is sent on behalf of the Young Americans for Freedom and that contributions solicited should be made to Young Americans for Freedom. In addition, there is nothing in the letter to suggest that it was sent only to the corporation's solicitable class of individuals. The letter begins with the salutation of "Dear Friend" and contains none of the disclaimers required by 11 C.F.R. § 114.5(a)(5).

Based on the foregoing, the Office of General Counsel recommends that the Commission open a Matter Under Review and find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).

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2. Failure to Include Section 441d Disclaimer on Solicitation

2 U.S.C. § 441d requires that any direct mail solicitation bear a disclaimer stating the name of the person who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee.

Information contained in the subject communication indicates that Young Americans for Freedom was responsible for the publication and mailing of a direct mail solicitation. In that the solicitation fails to reflect who paid for or authorized the communication, we recommend that the Commission find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.

85040514532



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 27, 1984

Mackenzie Canter, III  
Canter, Kent & Sullivan  
2020 K Street, N.W.  
Suite 350  
Washington, D.C. 20006

Re: MUR 1707  
Young Americans for Freedom  
Political Action Committee

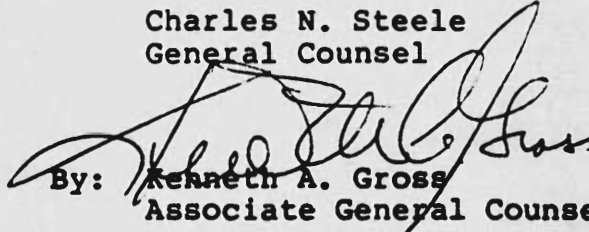
Dear Mr. Canter:

This is in reference to your letter dated June 5, 1984, requesting an extension of ten days to respond to the Commission's reason to believe notification. After considering the circumstances presented in your letter, the Commission has determined to grant you your requested extension. Accordingly, your response will be due on Monday, July 2, 1984.

If you have any questions, please contact Judy Thedford at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

85040545333

GCC# 3490

Kramer

LAW OFFICES  
CANTER, KENT & SULLIVAN  
2020 K STREET, N. W. SUITE 350  
WASHINGTON, D. C. 20006  
(202) 661-0740

MACKENZIE CANTER, III (VA, DC)  
J. LAURENCE KENT (MD, DC)  
JAMES P. SULLIVAN (MD, DC)  
MARK J. DISKIN (DC)  
VIRGINIA L. CHEUNG (MD, DC)

MARYLAND OFFICE  
624 EXECUTIVE BOULEVARD  
ROCKVILLE, MARYLAND 20852  
(301) 984-1212

VIRGINIA OFFICE  
808 PRINCESS STREET  
ALEXANDRIA, VIRGINIA 22314  
(202) 661-0740

OF COUNSEL  
PERRIN A. KENT (DC)  
BRUCE W. RADFORD (VA, DC)  
HARVEY S. WILLIAMS (VA, MD)

June 5, 1984

Beverly Kramer, Esq.  
Federal Election Commission  
Office of the General Counsel  
1325 K Street, N.W.  
Washington, D.C. 20463

1116 A10:29

Re: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

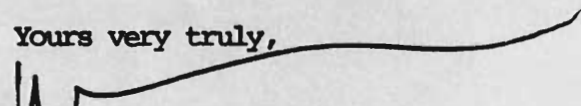
Dear Ms. Kramer:

Enclosed herewith is a Statement of Designation of Counsel executed by Robert E. Dolan, Chairman of Young Americans for Freedom.

As we discussed, my client did not receive your letter of May 24 until the last week of May. I just received a copy of it on Friday.

I respectfully request a 10 day extension of time to respond to your letter. I am in the process of gathering data to file the missing FEC reports which due to an oversight were not filed.

Yours very truly,

  
Mackenzie Canter, III

MC/vms  
Enclosure

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 1707

NAME OF COUNSEL: MacKenzie Canter, III

ADDRESS: 2020 K Street, N.W.,

Suite 350

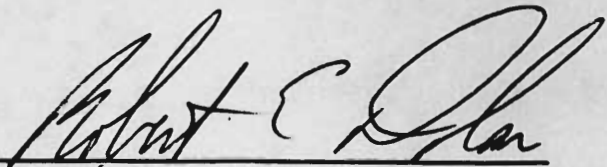
Washington, D.C. 20006

TELEPHONE: (202) 861-0740

4 JUN 6 AIO: 29

• 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.

May 31, 1984  
Date

  
Signature  
Chairman, Young Americans for Freedom

RESPONDENT'S NAME: Robert E. Dolan,

ADDRESS: Young Americans for Freedom

Woodland Road

Box 1002

Sterling, Virginia 22170

HOME PHONE: \_\_\_\_\_

BUSINESS PHONE: 450-5162

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 1707

NAME OF COUNSEL: MacKenzie Canter, III

ADDRESS: 2020 K Street, N.W.,

Suite 350

Washington, D.C. 20006

TELEPHONE: (202) 861-0740

16  
MIN: 29

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.

May 31, 1984  
Date

Robert E. Dolan  
Signature  
CHAIRMAN, Young Americans for Freedom

RESPONDENT'S NAME: Robert E. Dolan,

Young Americans for Freedom

ADDRESS: Woodland Road

Box 1002

Sterling, Virginia 22170

HOME PHONE: \_\_\_\_\_

BUSINESS PHONE: 450-5162

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LAW OFFICES

LANTER, KENT & SULLIVAN

2020 K STREET, N. W. SUITE 350

WASHINGTON, D. C. 20006

3504051530

Beverly Kramer, Esquire  
Federal Election Commission  
Office of the General Counsel  
1325 K Street, N.W.  
Washington, D.C. 20463

NOV 29



WASHINGTON, D.C.  
PERMIT NO. G-51



Edward Lesley  
National Director  
Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20009

OGC

40-11111-104

SEARCHED  
SERIALIZED  
INDEXED  
FILED





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

84 MAY 24 P 2: 49

May 24, 1984

**SENSITIVE**

MEMORANDUM TO: The Commission  
FROM: Charles N. Steele  
General Counsel  
By: Kenneth A. Gross  
Associate General Counsel  
SUBJECT: Pre-MUR 118

On May 21, 1984 the Commission approved the recommendation that the subject Pre-MUR be made a MUR. Therefore, all documents which had previously been identified as Pre-MUR 118 should now become MUR 1707.

Attachment  
Copy of Certification

85040545390



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: MAY 21, 1984

SUBJECT: WITHDRAWAL OF OBJECTION TO PRE-MUR 118  
First General Counsel's Report  
signed May 15, 1984

You were previously notified of an objection by  
Commissioner Reiche to the above-captioned report.

By memorandum this date, Commissioner Reiche  
withdrew his objection and cast an affirmative vote.

A copy of Commissioner Reiche's memorandum and  
the certification in this matter are attached.

Attachments

85040545391



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

TO: COMMISSION SECRETARY  
FROM: COMMISSIONER FRANK P. REICHE *FR*  
DATE: MAY 21, 1984  
SUBJECT: PRE-MUR 118

84 MAY 21 P 3: 46  
RECEIVED  
GENERAL COUNSEL  
MAY 21 1984

I wish to withdraw my objection to the General Counsel's recommendation in Pre-MUR 118.

Please record me as voting in favor of that recommendation.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) Pre-MUR 118  
Young Americans for Freedom )  
Young Americans for Freedom )  
Political Action Committee )  
Robert E. Dolan, Treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 21, 1984, the Commission decided by a vote of 6-0 to take the following actions in Pre-MUR 118:

1. Open a Matter Under Review.
2. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).
3. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.
4. Find reason to believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

(Continued)

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5. Approve and send the letters with enclosed interrogatories and request for documents as attached to the First General Counsel's Report signed May 15, 1984.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

5/22/84

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

85040545394

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

5-16-84, 10:23  
5-16-84, 4:00

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) Pre-MUR 118  
Young Americans for Freedom )  
Young Americans for Freedom )  
Political Action Committee )  
Robert E. Dolan, Treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 21, 1984, the Commission decided by a vote of 6-0 to take the following actions in Pre-MUR 118:

1. Open a Matter Under Review.
2. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).
3. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.
4. Find reason to believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

(Continued)

85040545395

5. Approve and send the letters with enclosed interrogatories and request for documents as attached to the First General Counsel's Report signed May 15, 1984.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

5/22/84

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

5-16-84, 10:23  
5-16-84, 4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 24, 1984

Robert E. Dolan, Treasurer  
Young Americans for Freedom Political  
Action Committee  
Woodland Road, Box 1002  
Sterling, Virginia 22170

Re: MUR 1707  
Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

Dear Mr. Dolan:

On May 21, 1984, the Federal Election Commission determined that there is reason to believe Young Americans for Freedom Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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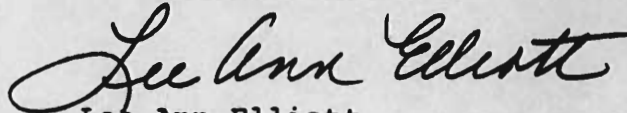
Letter to Robert E. Dolan  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,



Lee Ann Elliott  
Chairman

Enclosures

General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

85040545398

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

Respondent: Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

MUR No. 1707

GENERATION OF MATTER

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. The Department of Justice retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

SUMMARY OF ALLEGATIONS

The evidence submitted by the Department of Justice raises two issues concerning the Young American for Freedom. In addition, information ascertained in the normal course our review raises the following issue with regard to the Young Americans for Freedom Political Action Committee:

By failing to file a 1982 Year End Report and reports of receipts and disbursements for calendar years 1983 and 1984, the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

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**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

According to Commission records, the Committee registered with the Commission on July 7, 1980. The last report filed by the Committee was its 1982 30 Day Post-General Election Report covering the period October 13, 1982 through November 22, 1982. \*/ The Committee has not filed a Year End Report for calendar year 1982 nor has it filed reports for calendar years 1983 and 1984. Furthermore, the Committee has not filed a termination report pursuant 2 U.S.C. § 433(d) and 11 C.F.R. § 102.3 or a request for administrative termination under 11 C.F.R. § 102.4.

---

\*/ In addition, we note that the Committee failed to file all of its 1982 reports until January 3, 1982. The reports show minimal activity, however. Total receipts for the 1981-82 election cycle (up through November 22, 1982) were \$1,086. Total disbursements were \$1,519. The last report filed shows a closing cash balance of \$329.38.

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II. Legal Analysis

Failure to file Reports

2 U.S.C. § 434 requires the treasurer of a political committee to file reports of receipts and disbursements. Pursuant to 2 U.S.C. § 433(d), a political committee may terminate its reporting obligations only when such committee files a written statement that it will no longer receive any contributions or make any disbursements and that such committee has not outstanding debts or obligations. See also, 11 C.F.R. § 102.3.

The Commission's records reveal that Young Americans for Freedom Political Action Committee has failed to file reports in accordance with 2 U.S.C. § 434. The Committee has not filed a termination report or statement required by 2 U.S.C. § 433(d), hence the Committee still has a reporting obligation under 2 U.S.C. § 434. Accordingly, the Office of General Counsel recommends that the Commission find reason to believe that the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

85040545401





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Robert E. Dolan, Treasurer  
Young Americans for Freedom Political  
Action Committee  
Woodland Road, Box 1002  
Sterling, Virginia 22170

Re: MUR  
Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

Dear Mr. Dolan:

On , 198 , the Federal Election Commission determined that there is reason to believe Young Americans for Freedom Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

85040545402

Letter to Robert E. Dolan  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

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BBK 5/24/84



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 24, 1984

Edward Lesley  
National Director  
Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20009

Re: MUR 1707  
Young Americans for Freedom

Dear Mr. Lesley:

On May 21, 1984, the Federal Election Commission determined that there is reason to believe Young Americans for Freedom violated 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your organization. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your answers to the enclosed questions, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your organization, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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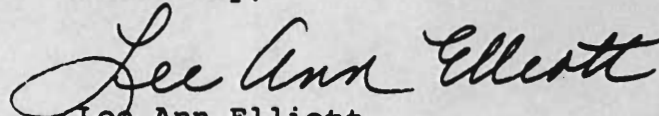
Letter to Young Americans for Freedom  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

  
Lee Ann Elliott  
Chairman

Enclosures

Interrogatories and Request for Documents  
General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

85040545405



**Interrogatories and Request for Documents from  
Mr. Edward Lesley  
National Director of Young Americans for Freedom**

The Federal Election Commission requests that you as National Director of Young Americans for Freedom or your authorized agent having knowledge of the information sought herein submit in writing, under oath, within ten days, responses to the following questions. Questions regarding "the letter(s)" refer to an undated letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom, a copy of which is attached hereto and marked Exhibit A.

1. State your name, address and principal place of business.
  
2. List your position, duties and responsibilities with Young Americans for Freedom.
  
3. Describe the form of organization that Young Americans for Freedom represents (e.g., corporation, corporation without capitol stock, membership organization).
  
4. If applicable, provide copies of the articles of incorporation and bylaws pertaining to Young Americans for Freedom.
  
5. If your answer to question 3, above, is membership organization, state the requirements of membership in the Young Americans for Freedom. If the requirements are in writing, provide a copy of the materials in which the requirements appear.
  
6. If your answer to question 3, above, is membership organization, state the number of individuals who are currently members of Young Americans for Freedom.

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Page 2  
Interrogatories for Request for Documents

7. On what date or dates was the letter mailed?
8. How many of the letters were mailed?
9. To whom were the letters mailed? (e.g., general public, members, stockholders, executive and administrative personnel of Young Americans for Freedom)
10. State who paid for all costs in connection with the mailing of the letter. In this connection, please identify each account from which disbursements were made including the account number, the name and address of the financial institution at which the account is or was maintained, the name of the account and the type of the account.
11. What was the total cost expended in the mailing of the letter (stationery, printing, postage, mailing list, etc.)?
12. What amount of money was received as a result of the mailing of the letter?
13. How was the money used which was received as a result of the mailing of the letter?
14. Provide the names and addresses of the Officers, employees or agents of Young Americans for Freedom who were involved in the sending of the letter (excluding the names and addresses of clerical staff).

85040545407



USDA

Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

85040545408

The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

Pro-Fuse  
1984  
election

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

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Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

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men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

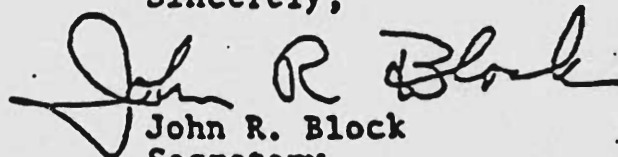
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

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Yes I received my Presidential photograph in fine condition.

No. My photograph was damaged as listed below:

( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



EXHIBIT A page 5 of 6

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Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

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**FEDERAL ELECTION COMMISSION**

**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

Respondent: Young Americans for Freedom

MUR No. 1707

**GENERATION OF MATTER**

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. The Department of Justice retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

**SUMMARY OF ALLEGATIONS**

The evidence submitted by the Department of Justice raises two principal issues:

1. By using corporate treasury funds to make expenditures in connection with federal elections, the Young Americans for Freedom violated 2 U.S.C. § 441b(a).
2. By failing to include the required disclaimer stating the name of the person who paid for a direct mail solicitation and whether or not the communication had been authorized by any candidate or candidate committee, the Young Americans for Freedom violated 2 U.S.C. § 441d.

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**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

The Department of Justice has submitted to the Commission a letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom.

According to information received by the Department, the letter was composed by, or with the assistance of, the direct mail firm of Bruce Eberle and Associates on behalf of the Young Americans for Freedom.

The letter solicits its readers to send contributions of up to \$10,000 to the Young Americans for Freedom to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. Enclosed with the letter is an official White House photograph of President Ronald Reagan and a postcard for sending a "note of encouragement" to President Ronald Reagan. The letter, which appears to advocate President Reagan's reelection and which solicits contributions towards that end, does not reflect who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee. Recipients of the solicitation are requested to reply to Secretary Block in care of Young Americans for Freedom at Woodland Road, Washington, D.C. 20009. The letter also requests that all checks be made payable to "YAF, Woodland Rd., Washington, D.C." The specific date or dates on which the

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solicitation was mailed are unknown. To whom the solicitation was mailed and the costs involved in the publication and mailing of the solicitation are also unknown.

Information received by the Department of Justice reveals the names of two officials within the Young Americans for Freedom organization who appear to have been involved in the publication and mailing of the fundraising letter. The named individuals are Mr. Edward Lesley, National Director of Young Americans for Freedom, and Mr. Robert Dolan, identified as the Chairman of Young Americans for Freedom.

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

## II. Legal Analysis

### 1. Use of Corporate Treasury Funds to make Expenditures in Connection with Federal Elections.

2 U.S.C. § 441b(a) makes "[i]t unlawful for any ... corporation whatever, or any labor organization to make a contribution or expenditure in connection with any [federal]

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election." The terms "contribution or expenditure" are defined broadly to include "any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value..." 2 U.S.C. § 441b(b)(2).

The general prohibition, however, is subject to limited exceptions. One such exception allows corporations, labor organizations, cooperatives and corporations without capital stock to use treasury funds to establish, administer, and solicit contributions to "separate segregated funds to be utilized for political purposes." 2 U.S.C. § 441b(b)(2)(C). These organizations may not, however, contribute to the separate segregated funds 1/ nor may they solicit contributions to their funds from the general public. They may solicit contributions only from limited classes connected with the soliciting organization.

In the case of a corporation, 2 U.S.C. § 441b(b)(4) allows solicitation of a corporation's stockholders and their families and its executive and administrative personnel and their families. Furthermore, 2 U.S.C. § 441b(b)(4)(c) allows a corporation without capital stock to solicit contributions to its separate segregated fund from members of such corporation.

The documentation submitted by the Department of Justice provides evidence that the Young Americans for Freedom violated

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1/ See Pipefitters Local Union No. 562 v. United States, 407 U.S. 385, 428-32 (1972)

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2 U.S.C. § 441b(a). Specifically, it appears that the Young Americans for Freedom, a non-stock corporation, made expenditures in connection with a federal election in violation of § 441b(a). The expenditures consist of the costs involved in the publication and distribution of a direct mail communication which appears to advocate the reelection of President Ronald Reagan in the upcoming 1984 presidential election and which solicits contributions towards that end.

The above-referenced expenditures do not appear to fall within the exempted category of expenditures provided in 2 U.S.C. § 441b(b)(2)(c). Nowhere in the letter is there any language suggesting that the solicitation is made on behalf of the separate segregated fund of Young Americans for Freedom. All references are to the corporation itself. The letter repeatedly states that it is sent on behalf of the Young Americans for Freedom and that contributions solicited should be made to Young Americans for Freedom. In addition, there is nothing in the letter to suggest that it was sent only to the corporation's solicitable class of individuals. The letter begins with the salutation of "Dear Friend" and contains none of the disclaimers required by 11 C.F.R. § 114.5(a)(5).

Based on the foregoing, the Office of General Counsel recommends that the Commission open a Matter Under Review and find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).

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2. Failure to Include Section 441d Disclaimer on Solicitation

2 U.S.C. § 441d requires that any direct mail solicitation bear a disclaimer stating the name of the person who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee.

Information contained in the subject communication indicates that Young Americans for Freedom was responsible for the publication and mailing of a direct mail solicitation. In that the solicitation fails to reflect who paid for or authorized the communication, we recommend that the Commission find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Edward Lesley  
National Director  
Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20009

Re: MUR  
Young Americans for Freedom

Dear Mr. Lesley:

On , 1984, the Federal Election Commission determined that there is reason to believe Young Americans for Freedom violated 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your organization. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your answers to the enclosed questions, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your organization, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Letter to Young Americans for Freedom  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

Enclosures

Interrogatories and Request for Documents  
General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

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DBK 5/24/84





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: MAY 21, 1984

SUBJECT: WITHDRAWAL OF OBJECTION TO PRE-MUR 118  
First General Counsel's Report  
signed May 15, 1984

You were previously notified of an objection by  
Commissioner Reiche to the above-captioned report.

By memorandum this date, Commissioner Reiche  
withdrew his objection and cast an affirmative vote.

A copy of Commissioner Reiche's memorandum and  
the certification in this matter are attached.

Attachments

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

TO: COMMISSION SECRETARY  
FROM: COMMISSIONER FRANK P. REICHE *FR*  
DATE: MAY 21, 1984  
SUBJECT: PRE-MUR 118

84 MAY 21 P 3: 46

RECEIVED  
GENERAL COUNSEL'S OFFICE  
MAY 21 1984

I wish to withdraw my objection to the General Counsel's recommendation in Pre-MUR 118.

Please record me as voting in favor of that recommendation.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) Pre-MUR 118  
Young Americans for Freedom )  
Young Americans for Freedom )  
Political Action Committee )  
Robert E. Dolan, Treasurer )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 21, 1984, the Commission decided by a vote of 6-0 to take the following actions in Pre-MUR 118:

1. Open a Matter Under Review.
2. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).
3. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.
4. Find reason to believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

(Continued)

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- '5. Approve and send the letters with enclosed interrogatories and request for documents as attached to the First General Counsel's Report signed May 15, 1984.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

5/22/84

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

5-16-84, 10:23  
5-16-84, 4:00

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: MAY 21, 1984

SUBJECT: WITHDRAWAL OF OBJECTION TO PRE-MUR 118  
First General Counsel's Report  
signed May 15, 1984

You were previously notified of an objection by  
Commissioner Reiche to the above-captioned report.

By memorandum this date, Commissioner Reiche  
withdrew his objection and cast an affirmative vote.

A copy of Commissioner Reiche's memorandum and  
the certification in this matter are attached.

Attachments

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

TO: COMMISSION SECRETARY  
FROM: COMMISSIONER FRANK P. REICHE *FRP*  
DATE: MAY 21, 1984  
SUBJECT: PRE-MUR 118

84 MAY 21 P 3: 46  
RECEIVED  
COMMISSION SECRETARY

I wish to withdraw my objection to the General Counsel's recommendation in Pre-MUR 118.

Please record me as voting in favor of that recommendation.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL  
FROM: MARJORIE W. EMMONS/SUSAN M. TEIR *SMTT*  
DATE: MAY 17, 1984  
SUBJECT: OBJECTION - PRE-MUR 118 - FIRST GENERAL  
COUNSEL'S REPORT signed May 15, 1984

The above-named document was circulated to the  
Commission on May 16, 1984 at 4:00.

Objections have been received from the Commissioners  
as indicated by the name(s) checked:

Commissioner Aikens \_\_\_\_\_  
Commissioner Elliott \_\_\_\_\_  
Commissioner Harris \_\_\_\_\_  
Commissioner McDonald \_\_\_\_\_  
Commissioner McGarry \_\_\_\_\_  
Commissioner Raiche  X (comments attached)

This matter will be placed on the Executive Session  
agenda for Tuesday, May 22, 1984.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary  
 FROM: Office of General Counsel *Cut*  
 DATE: May 16, 1984  
 SUBJECT: Pre-MUR 118 - First General Counsel's Report

The attached is submitted as an Agenda document  
 for the Commission Meeting of \_\_\_\_\_  
 Open Session \_\_\_\_\_  
 Closed Session \_\_\_\_\_

CIRCULATIONS		DISTRIBUTION	
48 Hour Tally Vote	<input checked="" type="checkbox"/>	Compliance	<input checked="" type="checkbox"/>
Sensitive	<input checked="" type="checkbox"/>	Audit Matters	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Litigation	<input type="checkbox"/>
24 Hour No Objection	<input type="checkbox"/>	Closed MUR Letters	<input type="checkbox"/>
Sensitive	<input type="checkbox"/>	Status Sheets	<input type="checkbox"/>
Non-Sensitive	<input type="checkbox"/>	Advisory Opinions	<input type="checkbox"/>
Information	<input type="checkbox"/>	Other (see distribution below)	<input type="checkbox"/>
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FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT 84 MAY 16 AIO: 23

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION 5/16/84 - 10:25 Pre-MUR #118  
STAFF MEMBER  
Beverly Kramer

**SENSITIVE**

SOURCE OF Pre-MUR: Department of Justice

RESPONDENTS' NAMES: Young Americans for Freedom  
Young Americans for Freedom Political  
Action Committee  
Robert E. Dolan, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 441d  
2 U.S.C. § 441b(a)  
2 U.S.C. § 434

INTERNAL REPORTS CHECKED: Public Records

FEDERAL AGENCIES CHECKED: Department of Justice

**GENERATION OF MATTER**

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." 1/ The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. 2/ The Department of Justice

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1/ A copy of the referral was circulated to the Commission on March 13, 1984.

2/ The complaint was submitted to the Department by Congressman Ted Weiss in response to an inquiry received from a constituent. The subject of the Congressman's concerns pertained to violations of 18 U.S.C. § 713, and not violations of the Federal Election Campaign Act. See Attachment at 1.

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retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

**SUMMARY OF ALLEGATIONS**

The evidence submitted by the Department of Justice raises two principal issues:

1. By using corporate treasury funds to make expenditures in connection with federal elections, the Young Americans for Freedom violated 2 U.S.C. § 441b(a).
2. By failing to include the required disclaimer stating the name of the person who paid for a direct mail solicitation and whether or not the communication had been authorized by any candidate or candidate committee, the Young Americans for Freedom violated 2 U.S.C. § 441d.

In addition, information ascertained in the normal course of our review raises the following issue:

By failing to file a 1982 Year End Report and reports of receipts and disbursements for calendar years 1983 and 1984, the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

The Department of Justice has submitted to the Commission a letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom. According

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to information received by the Department, the letter was composed by, or with the assistance of, the direct mail firm of Bruce Eberle and Associates on behalf of the Young Americans for Freedom. See Attachment at 9 and 10. 3/

The letter solicits its readers to send contributions of up to \$10,000 to the Young Americans for Freedom to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. Enclosed with the letter is an official White House photograph of President Ronald Reagan 4/ and a postcard for sending a "note of encouragement" to President Ronald Reagan. The letter, which appears to advocate President Reagan's reelection and which solicits contributions towards that end, does not reflect who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee. Recipients of the solicitation are

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3/ The Department of Justice forwarded additional documentation to the Commission on March 19 and April 6, 1984. In one of the documents submitted, Mr. W. Scott Burke, Acting General Counsel for the Department of Agriculture, states that prior to March 29, 1984, Secretary Block saw neither the text of the letter nor the solicitation sent by Young Americans for Freedom. The signature on the letter was a facimile of his signature which had been sent to Young Americans for Freedom by aides to the Secretary. See attachments at 9 and 10.

4/ In a letter of September 19, 1983, to Mr. Edward Lesley, National Director of Young Americans for Freedom, Counsel to the President Fred F. Fielding states that "use of publicly released photographs violates no law or White House policy, so long as there is no unauthorized statement or suggestion of Presidential or White House endorsement of or affiliation with a given organization or its efforts. Hence, while we neither 'approve' nor participate in the use by YAF or other entities of such publicly released official White House photographs, we do not object absent misleading statements or suggestions of the sort just described." See Attachments at 12.

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requested to reply to Secretary Block in care of Young Americans for Freedom at Woodland Road, Washington, D.C. 20009. The letter also requests that all checks be made payable to "YAF, Woodland Rd., Washington, D.C." The specific date or dates on which the solicitation was mailed are unknown. To whom the solicitation was mailed and the costs involved in the publication and mailing of the solicitation are also unknown.

Information received by the Department of Justice reveals the names of two officials within the Young Americans for Freedom organization who appear to have been involved in the publication and mailing of the fundraising letter. See attachment at 10 and 12. The named individuals are Mr. Edward Lesley, National Director of Young Americans for Freedom, and Mr. Robert Dolan, identified as the Chairman of Young Americans for Freedom.

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

According to Commission records, the Committee registered with the Commission on July 7, 1980. The last report filed by the Committee was its 1982 30 Day Post-General Election Report

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covering the period October 13, 1982 through November 22, 1982. 5/  
The Committee has not filed a Year End Report for calendar year  
1982 nor has it filed reports for calendar years 1983 and 1984.  
Furthermore, the Committee has not filed a termination report  
pursuant to 2 U.S.C. § 433(d) and 11 C.F.R. § 102.3 or a request  
for administrative termination under 11 C.F.R. § 102.4.

## II. Legal Analysis

### 1. Use of Corporate Treasury Funds to make Expenditures in Connection with Federal Elections.

2 U.S.C. § 441b(a) makes "[i]t unlawful for any ...  
corporation whatever, or any labor organization to make a  
contribution or expenditure in connection with any [federal]  
election." The terms "contribution or expenditure" are defined  
broadly to include "any direct or indirect payment, distribution,  
loan, advance, deposit, or gift of money, or any services, or  
anything of value..." 2 U.S.C. § 441b(b)(2).

The general prohibition, however, is subject to limited  
exceptions. One such exception allows corporations, labor  
organizations, cooperatives and corporations without capital stock  
to use treasury funds to establish, administer, and solicit  
contributions to "separate segregated funds to be utilized for  
political purposes." 2 U.S.C. § 441b(b)(2)(C). These  
organizations may not, however, contribute to the separate

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5/ In addition, we note that the Committee failed to file all  
of its 1982 reports until January 3, 1983. The reports show  
minimal activity, however. Total receipts for the 1981-82  
election cycle (up through November 22, 1982) were \$1,086. Total  
disbursements were \$1,519. The last report filed shows a closing  
cash balance of \$329.38.

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segregated funds 6/ nor may they solicit contributions to their funds from the general public. They may solicit contributions only from limited classes connected with the soliciting organization.

In the case of a corporation, 2 U.S.C. § 441b(b)(4) allows solicitation of a corporation's stockholders and their families and its executive and administrative personnel and their families. Furthermore, 2 U.S.C. § 441b(b)(4)(c) allows a corporation without capital stock to solicit contributions to its separate segregated fund from members of such corporation.

The documentation submitted by the Department of Justice provides evidence that the Young Americans for Freedom violated 2 U.S.C. § 441b(a). Specifically, it appears that the Young Americans for Freedom, a non-stock corporation, made expenditures in connection with a federal election in violation of § 441b(a). The expenditures consist of the costs involved in the publication and distribution of a direct mail communication which appears to advocate the reelection of President Ronald Reagan in the upcoming 1984 presidential election and which solicits contributions towards that end.

The above-referenced expenditures do not appear to fall within the exempted category of expenditures provided in 2 U.S.C. § 441b(b)(2)(c). Nowhere in the letter is there any

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6/ See Pipefitters Local Union No. 562 v. United States, 407 U.S. 385, 428-32 (1972)

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language suggesting that the solicitation is made on behalf of the separate segregated fund of Young Americans for Freedom. All references are to the corporation itself. The letter repeatedly states that it is sent on behalf of the Young Americans for Freedom and that contributions solicited should be made to Young Americans for Freedom. In addition, there is nothing in the letter to suggest that it was sent only to the corporation's solicitable class of individuals. The letter begins with the general salutation of "Dear Friend" and contains none of the disclaimers required by 11 C.F.R. § 114.5(a)(5).

Based on the foregoing, the Office of General Counsel recommends that the Commission open a Matter Under Review and find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).

2. Failure to Include Section 441d Disclaimer on Solicitation

2 U.S.C. § 441d requires that any direct mail solicitation bear a disclaimer stating the name of the person who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee.

Information contained in the subject communication indicates that Young Americans for Freedom was responsible for the publication and mailing of a direct mail solicitation. In that the solicitation fails to reflect who paid for or authorized the communication, we recommend that the Commission find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.

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3. Failure to file Reports

2 U.S.C. § 434 requires the treasurer of a political committee to file reports of receipts and disbursements. Pursuant to 2 U.S.C. § 433(d), a political committee may terminate its reporting obligations only when such committee files a written statement that it will no longer receive any contributions or make any disbursements and that such committee has no outstanding debts or obligations. See also, 11 C.F.R. § 102.3.

The Commission's records reveal that Young Americans for Freedom Political Action Committee has failed to file reports in accordance with 2 U.S.C. § 434. The Committee has not filed a termination report or statement required by 2 U.S.C. § 433(d), hence the Committee still has a reporting obligation under 2 U.S.C. § 434. Accordingly, the Office of General Counsel recommends that the Commission find reason to believe that the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

**RECOMMENDATIONS**

1. Open a Matter Under Review.
2. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).
3. Find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.
4. Find reason to believe that Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.


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5. Approve and send the attached letters with enclosed interrogatories and request for documents.

Charles N. Steele  
General Counsel

May 15, 1954  
Date

By:   
Kenneth A. Gross  
Associate General Counsel

Attachments

Documents submitted to the Commission by the Department of Justice (15 pages)

Letter to Mr. Edward Lesley, National Director of Young Americans for Freedom, with enclosed interrogatories and request for documents

Letter to Robert E. Dolan, Treasurer of Young Americans for Freedom Political Action Committee

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U.S. Department of Justice

RECEIVED AT THE FEC  
GCC# 1898

GEMCD:NSS:pk  
186-017-16

24 MAR 19 84 8:30

Washington, D.C. 20530

15 MAR 1984

PM 118  
Kramer

19  
AID: 42

Mr. Kenneth Gross  
Associate General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Ken:

Enclosed as you requested in our conversation on March 12th is a copy of the complaint we received regarding a fundraising appeal by Secretary of Agriculture John R. Block. The complaint was from Congressman Ted Weiss, and forwarded a copy of a solicitation one of the Congressman's constituents received. No solicitation envelope reflecting a date of mailing was submitted.

As I noted, the subject of the Congressman's concerns pertained to violations of the great seal statute, 18 U.S.C. §713, and not violations of the Federal Election Campaign Act. I noticed the lack of an FECA disclaimer during my review of this matter, and by letter of March 2, 1984, the Department referred this aspect of the matter to the FEC.

If we can be of further assistance, please call.

Sincerely,

Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division

By:

NANCY S. STEWART, Attorney  
Public Integrity Section

Enclosure

85040545439

①

TED WEISS

17th District  
New York

Chairman  
Subcommittee on  
Intergovernmental  
Relations and  
Human Resources

2442 Rayburn Building  
Washington, D.C. 20515  
202/225-5635

Patrick S. Fleming  
Administrative Assistant



Congress of the United States  
House of Representatives

February 8, 1984

Committee:  
Foreign Affairs  
Government Operations  
Children, Youth and Families  
National Commission  
on Working Women  
Executive Board Member,  
Congressional Anti-Caucus  
Secretary, New York State  
Congressional Delegation

1:53

The Honorable William French Smith  
Attorney General  
Department of Justice  
Washington, D.C. 20530

Dear Mr. Attorney General:

I am writing to draw your attention to what I believe is an inappropriate -- and perhaps illegal -- use of a cabinet office to raise funds for a private political organization.

A constituent recently forwarded to me a fundraising letter signed by Secretary of Agriculture John R. Block on behalf of a group called Young Americans for Freedom. The constituent inquired whether such an appeal from a cabinet secretary is illegal or unethical.

A copy of Secretary Block's correspondence is enclosed. As you can see, the letterhead is designed to suggest endorsement by the U.S. government and Department of Agriculture of the letter's political and partisan message. Featured at the top of the first page are the words, "Office of Secretary John R. Block, U.S. Department of Agriculture," and a facsimile of the Great Seal of the United States.

U.S. Code 18 § 713 states that use of the Great Seal or a facsimile to "convey...a false impression of sponsorship or approval by the government of the United States or by any department, agency, or instrumentality thereof" is illegal and punishable by a fine or prison sentence. The statute directs complaints to the Attorney General.

Your prompt review of this matter is respectfully requested. I look forward to your response.

Sincerely,

*Ted Weiss*  
TED WEISS  
Member of Congress

TW:kk  
Enclosure

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186-0  
RECEIVED  
#29 FEB 16 1984  
U.S. DEPARTMENT OF JUSTICE  
Dept. Unit 6  
Office of Enforcement  
Dec. Unit 6  
Public Interest



USDA

Office of the Secretary  
**John R. Block**  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

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The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

Page 2  
1984  
revelation

The election is going to be a head to head struggle between those who cherish America and her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

85040545442

Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

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men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

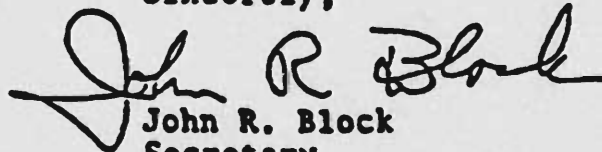
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

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Yes I received my Presidential photograph in fine condition.

No. My photograph was damaged as listed below:

Scratched  Folded  Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
c/o Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



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Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

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United States Department of Agriculture  
**RECEIVED**  
 OFFICE OF THE General Counsel  
 COMMISSION SECRET

Washington, D.C. 20250

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March 29, 1984

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The Honorable Stephen S. Trott  
 Assistant Attorney General  
 Criminal Division  
 U. S. Department of Justice  
 Washington, D. C. 20530

Dear Mr. Trott:

This letter responds to the letter to John R. Block, Secretary of Agriculture (the Secretary), from John C. Keeney, Acting Assistant Attorney General, Criminal Division, dated March 2, 1984. The letter concerned a fundraising solicitation of Young Americans for Freedom (YAF).

You note that the YAF fundraising letter requested: "a contribution to the YAF, to enable that organization to 'promote Ronald Reagan and his programs' in the upcoming 1984 Presidential election. The letterhead of this solicitation displays in the upper left-hand corner a likeness of the Great Seal of the United States."

You refer to 18 U.S.C. § 713, "which prohibits the knowing display of any likeness or facsimile of the Great Seal of the United States on, among other things, stationery in a manner reasonably calculated to convey a false impression of sponsorship or approval by the United States government." You write that "such utilization of the Great Seal is proscribed by Section 713."

I have discussed this matter with the Secretary and with members of his staff who possess knowledge of the YAF letter. At the time the YAF letter was apparently written, matters of this type were routinely handled by members of his staff. Members of the Secretary's staff talked with Mr. Robert Stuber of the direct mail firm of Bruce Eberle and Associates in connection with the letter. Mr. Stuber was their point of contact with YAF. Aides to the Secretary reviewed and approved the text of the letter. However, prior to the publication and apparent mailing of the letter, no Department staffer either saw, approved, or had any prior knowledge of the specific features of the letter, including

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the letterhead, the use of the Great Seal, or the return address on the envelope in which these materials were sent. Some or all of the foregoing features would have been disapproved had they been revealed prior to the publication and distribution of the fundraiser. No one at this Department approved any of these features subsequent to its publication and distribution. The specific date or dates when YAF published and mailed the fundraiser are unknown to us.

Until March 29, 1984, the Secretary saw neither the text of the letter in question nor the YAF solicitation letter which you enclosed. Until last week the Secretary had no knowledge of the existence of the YAF letter nor of the use of his name and signature by YAF. The Secretary neither knew of nor gave permission for the use of the Great Seal, the letterhead, nor any other aspect of the letter. The signature on the letter was a facsimile of his signature, which had been sent to YAF by aides to the Secretary.

On September 19, 1983, Fred F. Fielding, Counsel to the President, wrote to Mr. Edward Lesley, National Director of YAF, that Secretary Block "as a general rule will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations." I have enclosed a copy of this letter.

Aides to the Secretary first became aware of the specific features of the YAF fundraiser discussed above in September, 1983. At that time, members of the Secretary's staff repeatedly informed Mr. Robert Stuber, both over the telephone and in person, that no further such letters should be sent out. On these occasions, Mr. Stuber responded that the fundraiser would not be sent out again. Apparently, this request has not been followed.

YAF was sent a copy of your March 2, 1984, letter to the Secretary raising legal questions about the letter. On March 12, 1984, Daniel Oliver, General Counsel of this Department, orally informed Mr. Robert Dolan, Chairman of YAF, not to use the name or signature of Secretary Block. On March 21, he wrote to Mr. Dolan to repeat this instruction. I have written to Mr. Dolan again to this effect. Copies of these letters are enclosed.

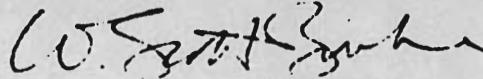
Mr. Keeney's letter to the Secretary also refers to 2 U.S.C. § 441d. This section applies to communications or solicitations "expressly advocating the election or defeat of a clearly identified candidate." As I stated above, before last week the Secretary had no knowledge of the letter, its contents, or its format. Moreover, the text of the letter was approved by aides to the Secretary many months before President Reagan's announcement that he would

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be a candidate for re-election. The YAF letter does not "expressly advocate" the election of President Reagan nor any other candidate. The letter does not solicit a contribution for any candidate, but for YAF. Thus, it would appear that this section is inapplicable to the YAF letter. In any event, the letter repeatedly states, including in its first sentence, that it is sent on behalf of YAF, and that the contribution solicited is for YAF.

Very truly yours,



W. Scott Burke  
Acting General Counsel

Enclosures

cc: ✓ Chairman, Federal Elections Commission

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THE WHITE HOUSE

WASHINGTON

September 19, 1983

Dear Mr. Lesley:

Thank you for your letter of September 7, 1983 expressing your concerns about the involvement of Administration officials in certain fundraising efforts for the Young Americans for Freedom ("YAF").

For your information, Secretary Plock has determined, for reasons quite independent from the concerns you raised, that as a general rule he will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations.

With respect to your concerns about the use of White House photographs by YAF, you should know that use of publicly released White House photographs violates no law or White House policy, so long as there is no unauthorized statement or suggestion of Presidential or White House endorsement of or affiliation with a given organization or its efforts. Hence, while we neither "approve" nor participate in the use by YAF or other entities of such publicly released official White House photographs, we do not object absent misleading statements or suggestions of the sort just described.

Finally, to the extent your letter discusses disagreements among the members and leadership of YAF, I can appreciate that these are matters of great importance to you. I hope you also can appreciate, however, the reasons Administration officials simply cannot become involved in any internal disputes of this kind.

Sincerely,

Orig. signed by FFF

Fred F. Fielding  
Counsel to the President

Mr. Edward Lesley,  
National Director  
Young Americans for Freedom  
800 Fourth Street  
Suite 8045  
Washington, D.C. 20021

cc: The Secretary of Agriculture

85040545450



REGISTERED MAIL  
RETURN RECEIPT REQUESTED

March 21, 1984

Mr. Robert E. Dolan  
Chairman  
Young American for Freedom  
Box 1002  
Sterling, Virginia 22170

Dear Mr. Dolan:

This letter is to inform you that neither YAF nor any affiliated organization has permission to use the name or signature of John R. Block, Secretary of Agriculture, for any purpose until you have received written permission to do so from this Department.

Sincerely,

Daniel Oliver  
General Counsel

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March 30, 1984

REGISTERED MAIL

RETURN RECEIPT REQUESTED

Robert E. Dolan, Esquire  
Chairman  
Young Americans for Freedom  
Box 1002  
Sterling, Virginia 22170

Dear Mr. Dolan:

This letter will supplement the March 21, 1984, letter to you from Daniel Oliver, General Counsel of the U.S. Department of Agriculture, which advised you that neither YAF nor any organization affiliated with YAF may use for any purpose the name or signature of John R. Block, Secretary of Agriculture.

I wish to emphasize again that neither Young Americans for Freedom (YAF), nor any organization affiliated with YAF, may use for any purpose the name or signature of John R. Block, Secretary of Agriculture. We understand that on some occasion or occasions during 1983 and 1984, the specific date or dates of which are unknown to us, YAF sent a written fund-raising appeal to the public, with Secretary Block's signature. This letter was composed by, or with the assistance of, the firm of Eruce Eberle & Associates. Mr. Robert Stuber of this firm was the point of contact between YAF and the Secretary's staff on this issue.

Members of the Secretary's staff reviewed and approved the text of the letter in question. However, no one in this Department saw the letter as actually mailed or reviewed or approved its specific features before it was published or mailed. No one in this Department approved or knew that YAF would reproduce the Great Seal of the United States on the letter, that "USDA" would be printed below the Great Seal, nor that the letter would be headed with the words "Office of the Secretary, John R. Block, U.S. Department of Agriculture." No one in this Department knew of or gave approval for the format of the envelope in which the enclosures were sent, including as part of the return address the use of the Secretary's signature and the words "Office of the Secretary, United States Department of Agriculture." Subsequent to its publication and distribution, no one in this Department approved these features

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of the fund-raiser. Some or all of the foregoing features would have been disapproved had they been revealed prior to the publication and distribution of the letter.

On September 19, 1983, Fred F. Fielding, Counsel to the President, wrote to Mr. Edward Lesley, National Director of YAF, that Secretary Block "as a general rule will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations." I have enclosed a copy of this letter.

On September 19, 1983, after they had first learned that a fund-raising packet of the foregoing description had been published and distributed to the public, staff aides to the Secretary informed Mr. Stuber of Bruce Eberle & Associates that there should be no further mailings of this letter. This instruction was repeated in person to Mr. Stuber a few days thereafter. On both occasions, Mr. Stuber responded that no further letters would be sent. Apparently, this promise has been violated repeatedly by YAF. On March 2, 1984, John C. Keeney, Acting Assistant Attorney General, Criminal Division, U.S. Department of Justice, sent to YAF a copy of a letter to Secretary Block setting forth possible legal problems created by this letter. On March 12, 1984, Daniel Oliver met with you and told you not to use the Secretary's name or signature. He wrote to you on March 21, 1984, repeating this instruction.

I trust that this letter makes clear that neither the Secretary's name nor signature may be used for any purposes by YAF or any affiliated YAF organization. I am sending a copy of this letter, with enclosures, to MacKenzie Canter III, Esquire, of the law firm of Canter, Kent and Sullivan, who has contacted me and represented himself to be an attorney representing YAF on this matter.

Very truly yours,

W. Scott Burke  
Acting General Counsel

Enclosures

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15





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Edward Lesley  
National Director  
Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20009

Re: MUR  
Young Americans for Freedom

Dear Mr. Lesley:

On , 1984, the Federal Election Commission determined that there is reason to believe Young Americans for Freedom violated 2 U.S.C. § 441b(a) and § 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against your organization. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials, along with your answers to the enclosed questions, within ten days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your organization, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Letter to Young Americans for Freedom  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

Enclosures

Interrogatories and Request for Documents  
General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

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**Interrogatories and Request for Documents from  
Mr. Edward Lesley  
National Director of Young Americans for Freedom**

The Federal Election Commission requests that you as National Director of Young Americans for Freedom or your authorized agent having knowledge of the information sought herein submit in writing, under oath, within ten days, responses to the following questions. Questions regarding "the letter(s)" refer to an undated letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom, a copy of which is attached hereto and marked Exhibit A.

1. State your name, address and principal place of business.
  
2. List your position, duties and responsibilities with Young Americans for Freedom.
  
3. Describe the form of organization that Young Americans for Freedom represents (e.g., corporation, corporation without capitol stock, membership organization).
  
4. If applicable, provide copies of the articles of incorporation and bylaws pertaining to Young Americans for Freedom.
  
5. If your answer to question 3, above, is membership organization, state the requirements of membership in the Young Americans for Freedom. If the requirements are in writing, provide a copy of the materials in which the requirements appear.
  
6. If your answer to question 3, above, is membership organization, state the number of individuals who are currently members of Young Americans for Freedom.

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Interrogatories for Request for Documents

7. On what date or dates was the letter mailed?
  
8. How many of the letters were mailed?
  
9. To whom were the letters mailed? (e.g., general public, members, stockholders, executive and administrative personnel of Young Americans for Freedom)
  
10. State who paid for all costs in connection with the mailing of the letter. In this connection, please identify each account from which disbursements were made including the account number, the name and address of the financial institution at which the account is or was maintained, the name of the account and the type of the account.
  
11. What was the total cost expended in the mailing of the letter (stationery, printing, postage, mailing list, etc.)?
  
12. What amount of money was received as a result of the mailing of the letter?
  
13. How was the money used which was received as a result of the mailing of the letter?
  
14. Provide the names and addresses of the Officers, employees or agents of Young Americans for Freedom who were involved in the sending of the letter (excluding the names and addresses of clerical staff).

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USDA

Office of the Secretary  
**John R. Block**  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

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The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

Purpose  
← 1984  
election

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

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If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

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**Young Americans for Freedom.**

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When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

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men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

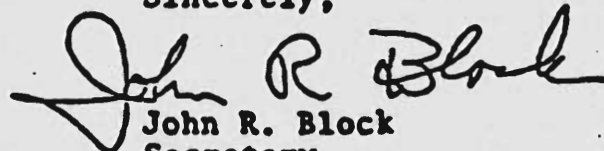
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.



Yes I received my Presidential photograph in fine condition.

No. My photograph was damaged as listed below:

( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



EXHIBIT A page 5 of 6

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Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

**FEDERAL ELECTION COMMISSION**  
**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

Respondent: Young Americans for Freedom

MUR No. \_\_\_\_\_

**GENERATION OF MATTER**

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. The Department of Justice retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

**SUMMARY OF ALLEGATIONS**

The evidence submitted by the Department of Justice raises two principal issues:

1. By using corporate treasury funds to make expenditures in connection with federal elections, the Young Americans for Freedom violated 2 U.S.C. § 441b(a).
2. By failing to include the required disclaimer stating the name of the person who paid for a direct mail solicitation and whether or not the communication had been authorized by any candidate or candidate committee, the Young Americans for Freedom violated 2 U.S.C. § 441d.

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**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

The Department of Justice has submitted to the Commission a letter sent over the signature of Secretary of Agriculture John R. Block on behalf of the Young Americans for Freedom. According to information received by the Department, the letter was composed by, or with the assistance of, the direct mail firm of Bruce Eberle and Associates on behalf of the Young Americans for Freedom.

The letter solicits its readers to send contributions of up to \$10,000 to the Young Americans for Freedom to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. Enclosed with the letter is an official White House photograph of President Ronald Reagan and a postcard for sending a "note of encouragement" to President Ronald Reagan. The letter, which appears to advocate President Reagan's reelection and which solicits contributions towards that end, does not reflect who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee. Recipients of the solicitation are requested to reply to Secretary Block in care of Young Americans for Freedom at Woodland Road, Washington, D.C. 20009. The letter also requests that all checks be made payable to "YAF, Woodland Rd., Washington, D.C." The specific date or dates on which the

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solicitation was mailed are unknown. To whom the solicitation was mailed and the costs involved in the publication and mailing of the solicitation are also unknown.

Information received by the Department of Justice reveals the names of two officials within the Young Americans for Freedom organization who appear to have been involved in the publication and mailing of the fundraising letter. The named individuals are Mr. Edward Lesley, National Director of Young Americans for Freedom, and Mr. Robert Dolan, identified as the Chairman of Young Americans for Freedom.

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

## II. Legal Analysis

1. Use of Corporate Treasury Funds to make Expenditures in Connection with Federal Elections.

2 U.S.C. § 441b(a) makes "[i]t unlawful for any ... corporation whatever, or any labor organization to make a contribution or expenditure in connection with any [federal]

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election." The terms "contribution or expenditure" are defined broadly to include "any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value..." 2 U.S.C. § 441b(b)(2).

The general prohibition, however, is subject to limited exceptions. One such exception allows corporations, labor organizations, cooperatives and corporations without capital stock to use treasury funds to establish, administer, and solicit contributions to "separate segregated funds to be utilized for political purposes." 2 U.S.C. § 441b(b)(2)(C). These organizations may not, however, contribute to the separate segregated funds 1/ nor may they solicit contributions to their funds from the general public. They may solicit contributions only from limited classes connected with the soliciting organization.

In the case of a corporation, 2 U.S.C. § 441b(b)(4) allows solicitation of a corporation's stockholders and their families and its executive and administrative personnel and their families. Furthermore, 2 U.S.C. § 441b(b)(4)(c) allows a corporation without capital stock to solicit contributions to its separate segregated fund from members of such corporation.

The documentation submitted by the Department of Justice provides evidence that the Young Americans for Freedom violated

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1/ See Pipefitters Local Union No. 562 v. United States, 407 U.S. 385, 428-32 (1972)

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2 U.S.C. § 441b(a). Specifically, it appears that the Young Americans for Freedom, a non-stock corporation, made expenditures in connection with a federal election in violation of § 441b(a). The expenditures consist of the costs involved in the publication and distribution of a direct mail communication which appears to advocate the reelection of President Ronald Reagan in the upcoming 1984 presidential election and which solicits contributions towards that end.

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The above-referenced expenditures do not appear to fall within the exempted category of expenditures provided in 2 U.S.C. § 441b(b)(2)(c). Nowhere in the letter is there any language suggesting that the solicitation is made on behalf of the separate segregated fund of Young Americans for Freedom. All references are to the corporation itself. The letter repeatedly states that it is sent on behalf of the Young Americans for Freedom and that contributions solicited should be made to Young Americans for Freedom. In addition, there is nothing in the letter to suggest that it was sent only to the corporation's solicitable class of individuals. The letter begins with the salutation of "Dear Friend" and contains none of the disclaimers required by 11 C.F.R. § 114.5(a)(5).

Based on the foregoing, the Office of General Counsel recommends that the Commission open a Matter Under Review and find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441b(a).

2. Failure to Include Section 441d Disclaimer on Solicitation

2 U.S.C. § 441d requires that any direct mail solicitation bear a disclaimer stating the name of the person who paid for the communication and whether or not the communication was authorized by any candidate or candidate committee.

Information contained in the subject communication indicates that Young Americans for Freedom was responsible for the publication and mailing of a direct mail solicitation. In that the solicitation fails to reflect who paid for or authorized the communication, we recommend that the Commission find reason to believe that Young Americans for Freedom violated 2 U.S.C. § 441d.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Robert E. Dolan, Treasurer  
Young Americans for Freedom Political  
Action Committee  
Woodland Road, Box 1002  
Sterling, Virginia 22170

Re: MUR  
Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

Dear Mr. Dolan:

On , 198 , the Federal Election Commission determined that there is reason to believe Young Americans for Freedom Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you and the committee. You may submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit any such materials within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if so desired. See 11 C.F.R. § 111.18(d).

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Letter to Robert E. Dolan  
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis  
Procedures  
Designation of Counsel Statement

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**FEDERAL ELECTION COMMISSION**  
**GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

Respondent: Young Americans for Freedom  
Political Action Committee  
Robert E. Dolan, Treasurer

MUR No. \_\_\_\_\_

**GENERATION OF MATTER**

On March 2, 1984, the Department of Justice referred to the Federal Election Commission evidence of a possible violation of 2 U.S.C. § 441d in connection with a fundraising solicitation sent over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom." The evidence was discovered by the Department during its review of a complaint pertaining to violations of the great seal statute, 18 U.S.C. § 713. The Department of Justice retains jurisdiction over the aspect of the matter involving violations of 18 U.S.C. § 713.

**SUMMARY OF ALLEGATIONS**

The evidence submitted by the Department of Justice raises two issues concerning the Young American for Freedom. In addition, information ascertained in the normal course our review raises the following issue with regard to the Young Americans for Freedom Political Action Committee:

By failing to file a 1982 Year End Report and reports of receipts and disbursements for calendar years 1983 and 1984, the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

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**FACTUAL BASIS AND LEGAL ANALYSIS**

**I. The Facts**

Commission records identify Mr. Robert E. Dolan as treasurer of a registered political committee named "Young Americans for Freedom Political Action Committee" ("the Committee"). The mailing address of the Committee is Woodland Road, Box 1002, Sterling, Virginia, 22170. The committee is registered with the Commission as the separate segregated fund of Young Americans for Freedom. The Committee's Statement of Organization lists Young Americans for Freedom as a corporation. The Clerk's Office in the State of Virginia lists Young Americans for Freedom as a non-stock corporation.

According to Commission records, the Committee registered with the Commission on July 7, 1980. The last report filed by the Committee was its 1982 30 Day Post-General Election Report covering the period October 13, 1982 through November 22, 1982. \*/ The Committee has not filed a Year End Report for calendar year 1982 nor has it filed reports for calendar years 1983 and 1984. Furthermore, the Committee has not filed a termination report pursuant 2 U.S.C. § 433(d) and 11 C.F.R. § 102.3 or a request for administrative termination under 11 C.F.R. § 102.4.

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\*/ In addition, we note that the Committee failed to file all of its 1982 reports until January 3, 1982. The reports show minimal activity, however. Total receipts for the 1981-82 election cycle (up through November 22, 1982) were \$1,086. Total disbursements were \$1,519. The last report filed shows a closing cash balance of \$329.38.

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**II. Legal Analysis**

**Failure to file Reports**

2 U.S.C. § 434 requires the treasurer of a political committee to file reports of receipts and disbursements. Pursuant to 2 U.S.C. § 433(d), a political committee may terminate its reporting obligations only when such committee files a written statement that it will no longer receive any contributions or make any disbursements and that such committee has not outstanding debts or obligations. See also, 11 C.F.R. § 102.3.

The Commission's records reveal that Young Americans for Freedom Political Action Committee has failed to file reports in accordance with 2 U.S.C. § 434. The Committee has not filed a termination report or statement required by 2 U.S.C. § 433(d), hence the Committee still has a reporting obligation under 2 U.S.C. § 434. Accordingly, the Office of General Counsel recommends that the Commission find reason to believe that the Young Americans for Freedom Political Action Committee and Robert E. Dolan, as treasurer, violated 2 U.S.C. § 434.

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United States  
Department of  
Agriculture

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY  
Office of  
General  
Counsel

Washington,  
D.C.  
20250

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March 29, 1984

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The Honorable Stephen S. Trott  
Assistant Attorney General  
Criminal Division  
U. S. Department of Justice  
Washington, D. C. 20530

Dear Mr. Trott:

This letter responds to the letter to John R. Block, Secretary of Agriculture (the Secretary), from John C. Keeney, Acting Assistant Attorney General, Criminal Division, dated March 2, 1984. The letter concerned a fundraising solicitation of Young Americans for Freedom (YAF).

You note that the YAF fundraising letter requested: "a contribution to the YAF, to enable that organization to 'promote Ronald Reagan and his programs' in the upcoming 1984 Presidential election. The letterhead of this solicitation displays in the upper left-hand corner a likeness of the Great Seal of the United States."

You refer to 18 U.S.C. § 713, "which prohibits the knowing display of any likeness or facsimile of the Great Seal of the United States on, among other things, stationery in a manner reasonably calculated to convey a false impression of sponsorship or approval by the United States government." You write that "such utilization of the Great Seal is proscribed by Section 713."

I have discussed this matter with the Secretary and with members of his staff who possess knowledge of the YAF letter. At the time the YAF letter was apparently written, matters of this type were routinely handled by members of his staff. Members of the Secretary's staff talked with Mr. Robert Stuber of the direct mail firm of Bruce Eberle and Associates in connection with the letter. Mr. Stuber was their point of contact with YAF. Aides to the Secretary reviewed and approved the text of the letter. However, prior to the publication and apparent mailing of the letter, no Department staffer either saw, approved, or had any prior knowledge of the specific features of the letter, including

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the letterhead, the use of the Great Seal, or the return address on the envelope in which these materials were sent. Some or all of the foregoing features would have been disapproved had they been revealed prior to the publication and distribution of the fundraiser. No one at this Department approved any of these features subsequent to its publication and distribution. The specific date or dates when YAF published and mailed the fundraiser are unknown to us.

Until March 29, 1984, the Secretary saw neither the text of the letter in question nor the YAF solicitation letter which you enclosed. Until last week the Secretary had no knowledge of the existence of the YAF letter nor of the use of his name and signature by YAF. The Secretary neither knew of nor gave permission for the use of the Great Seal, the letterhead, nor any other aspect of the letter. The signature on the letter was a facsimile of his signature, which had been sent to YAF by aides to the Secretary.

On September 19, 1983, Fred F. Fielding, Counsel to the President, wrote to Mr. Edward Lesley, National Director of YAF, that Secretary Block "as a general rule will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations." I have enclosed a copy of this letter.

Aides to the Secretary first became aware of the specific features of the YAF fundraiser discussed above in September, 1983. At that time, members of the Secretary's staff repeatedly informed Mr. Robert Stuber, both over the telephone and in person, that no further such letters should be sent out. On these occasions, Mr. Stuber responded that the fundraiser would not be sent out again. Apparently, this request has not been followed.

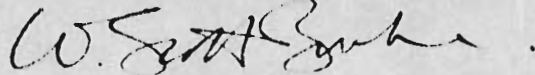
YAF was sent a copy of your March 2, 1984, letter to the Secretary raising legal questions about the letter. On March 12, 1984, Daniel Oliver, General Counsel of this Department, orally informed Mr. Robert Dolan, Chairman of YAF, not to use the name or signature of Secretary Block. On March 21, he wrote to Mr. Dolan to repeat this instruction. I have written to Mr. Dolan again to this effect. Copies of these letters are enclosed.

Mr. Keeney's letter to the Secretary also refers to 2 U.S.C. § 441d. This section applies to communications or solicitations "expressly advocating the election or defeat of a clearly identified candidate." As I stated above, before last week the Secretary had no knowledge of the letter, its contents, or its format. Moreover, the text of the letter was approved by aides to the Secretary many months before President Reagan's announcement that he would

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be a candidate for re-election. The YAF letter does not "expressly advocate" the election of President Reagan nor any other candidate. The letter does not solicit a contribution for any candidate, but for YAF. Thus, it would appear that this section is inapplicable to the YAF letter. In any event, the letter repeatedly states, including in its first sentence, that it is sent on behalf of YAF, and that the contribution solicited is for YAF.

Very truly yours,



W. Scott Burke  
Acting General Counsel

Enclosures

cc: ✓ Chairman, Federal Elections Commission

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THE WHITE HOUSE

WASHINGTON

September 19, 1983

Dear Mr. Lesley:

Thank you for your letter of September 7, 1983 expressing your concerns about the involvement of Administration officials in certain fundraising efforts for the Young Americans for Freedom ("YAF").

For your information, Secretary Plock has determined, for reasons quite independent from the concerns you raised, that as a general rule he will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations.

With respect to your concerns about the use of White House photographs by YAF, you should know that use of publicly released White House photographs violates no law or White House policy, so long as there is no unauthorized statement or suggestion of Presidential or White House endorsement of or affiliation with a given organization or its efforts. Hence, while we neither "approve" nor participate in the use by YAF or other entities of such publicly released official White House photographs, we do not object absent misleading statements or suggestions of the sort just described.

Finally, to the extent your letter discusses disagreements among the members and leadership of YAF, I can appreciate that these are matters of great importance to you. I hope you also can appreciate, however, the reasons Administration officials simply cannot become involved in any internal disputes of this kind.

Sincerely,

Orig. signed by FFF

Fred F. Fielding  
Counsel to the President

Mr. Edward Lesley,  
National Director  
Young Americans for Freedom  
800 Fourth Street  
Suite 804S  
Washington, D.C. 20021

cc: The Secretary of Agriculture

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United States  
Department of  
Agriculture

Office of  
General  
Counsel

Washington,  
D.C.  
20250

**REGISTERED MAIL**  
**RETURN RECEIPT REQUESTED**

March 21, 1984

Mr. Robert E. Dolan  
Chairman  
Young American for Freedom  
Box 1002  
Sterling, Virginia 22170

Dear Mr. Dolan:

This letter is to inform you that neither YAF nor any affiliated organization has permission to use the name or signature of John R. Block, Secretary of Agriculture, for any purpose until you have received written permission to do so from this Department.

Sincerely,

Daniel Oliver  
General Counsel

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United States  
Department of  
Agriculture

Office of  
General  
Counsel

Washington,  
D.C.  
20250

March 30, 1984

REGISTERED MAIL

RETURN RECEIPT REQUESTED

Robert E. Dolan, Esquire  
Chairman  
Young Americans for Freedom  
Box 1002  
Sterling, Virginia 22170

Dear Mr. Dolan:

This letter will supplement the March 21, 1984, letter to you from Daniel Oliver, General Counsel of the U.S. Department of Agriculture, which advised you that neither YAF nor any organization affiliated with YAF may use for any purpose the name or signature of John R. Block, Secretary of Agriculture.

I wish to emphasize again that neither Young Americans for Freedom (YAF), nor any organization affiliated with YAF, may use for any purpose the name or signature of John R. Block, Secretary of Agriculture. We understand that on some occasion or occasions during 1983 and 1984, the specific date or dates of which are unknown to us, YAF sent a written fund-raising appeal to the public, with Secretary Block's signature. This letter was composed by, or with the assistance of, the firm of Bruce Eberle & Associates. Mr. Robert Stuber of this firm was the point of contact between YAF and the Secretary's staff on this issue.

Members of the Secretary's staff reviewed and approved the text of the letter in question. However, no one in this Department saw the letter as actually mailed or reviewed or approved its specific features before it was published or mailed. No one in this Department approved or knew that YAF would reproduce the Great Seal of the United States on the letter, that "USDA" would be printed below the Great Seal, nor that the letter would be headed with the words "Office of the Secretary, John R. Block, U.S. Department of Agriculture." No one in this Department knew of or gave approval for the format of the envelope in which the enclosures were sent, including as part of the return address the use of the Secretary's signature and the words "Office of the Secretary, United States Department of Agriculture." Subsequent to its publication and distribution, no one in this Department approved these features

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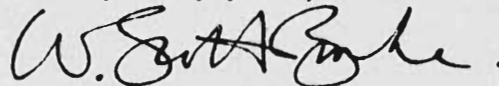
of the fund-raiser. Some or all of the foregoing features would have been disapproved had they been revealed prior to the publication and distribution of the letter.

On September 19, 1983, Fred F. Fielding, Counsel to the President, wrote to Mr. Edward Lesley, National Director of YAF, that Secretary Block "as a general rule will no longer allow his signature to be used on any direct fundraising solicitation letters sponsored by political organizations." I have enclosed a copy of this letter.

On September 19, 1983, after they had first learned that a fund-raising packet of the foregoing description had been published and distributed to the public, staff aides to the Secretary informed Mr. Stuber of Bruce Eberle & Associates that there should be no further mailings of this letter. This instruction was repeated in person to Mr. Stuber a few days thereafter. On both occasions, Mr. Stuber responded that no further letters would be sent. Apparently, this promise has been violated repeatedly by YAF. On March 2, 1984, John C. Keeney, Acting Assistant Attorney General, Criminal Division, U.S. Department of Justice, sent to YAF a copy of a letter to Secretary Block setting forth possible legal problems created by this letter. On March 12, 1984, Daniel Oliver met with you and told you not to use the Secretary's name or signature. He wrote to you on March 21, 1984, repeating this instruction.

I trust that this letter makes clear that neither the Secretary's name nor signature may be used for any purposes by YAF or any affiliated YAF organization. I am sending a copy of this letter, with enclosures, to MacKenzie Canter III, Esquire, of the law firm of Canter, Kent and Sullivan, who has contacted me and represented himself to be an attorney representing YAF on this matter.

Very truly yours,



W. Scott Burke  
Acting General Counsel

Enclosures

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The Honorable Lee Ann Elliott  
Chalman  
Federal Elections Commission  
1325 K Street, N.W.  
Washington, D. C. 20463

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U.S. Department of Justice

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Washington, D.C. 20530

15 MAR 1984

PM 118  
Kramer

MAR 19 10:42

Mr. Kenneth Gross  
Associate General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Ken:

Enclosed as you requested in our conversation on March 12th is a copy of the complaint we received regarding a fundraising appeal by Secretary of Agriculture John R. Block. The complaint was from Congressman Ted Weiss, and forwarded a copy of a solicitation one of the Congressman's constituents received. No solicitation envelope reflecting a date of mailing was submitted.

As I noted, the subject of the Congressman's concerns pertained to violations of the great seal statute, 18 U.S.C. §713, and not violations of the Federal Election Campaign Act. I noticed the lack of an FECA disclaimer during my review of this matter, and by letter of March 2, 1984, the Department referred this aspect of the matter to the FEC.

If we can be of further assistance, please call.

Sincerely,

Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division

By: *Nancy Stewart*  
NANCY S. STEWART, Attorney  
Public Integrity Section

Enclosure

85040545483

**TED WEISS**

17th District  
New York

Chairman  
Subcommittee on  
Intergovernmental  
Relations and  
Human Resources

2442 Rayburn Building  
Washington, D.C. 20515  
202/225-5635

Patricia S. Fleming  
Administrative Assistant



**Congress of the United States  
House of Representatives**

February 8, 1984

Committee:  
Foreign Affairs  
Government Operations  
Children, Youth and Families  
National Commission  
on Working Women  
Executive Board Member,  
Congressional Anti-Corruption  
Secretary, New York State  
Congressional Delegation

The Honorable William French Smith  
Attorney General  
Department of Justice  
Washington, D.C. 20530

1:53

Dear Mr. Attorney General:

I am writing to draw your attention to what I believe is an inappropriate -- and perhaps illegal -- use of a cabinet office to raise funds for a private political organization.

A constituent recently forwarded to me a fundraising letter signed by Secretary of Agriculture John R. Block on behalf of a group called Young Americans for Freedom. The constituent inquired whether such an appeal from a cabinet secretary is illegal or unethical.

A copy of Secretary Block's correspondence is enclosed. As you can see, the letterhead is designed to suggest endorsement by the U.S. government and Department of Agriculture of the letter's political and partisan message. Featured at the top of the first page are the words, "Office of Secretary John R. Block, U.S. Department of Agriculture," and a facsimile of the Great Seal of the United States.

U.S. Code 18 § 713 states that use of the Great Seal or a facsimile to "convey...a false impression of sponsorship or approval by the government of the United States or by any department, agency, or instrumentality thereof" is illegal and punishable by a fine or prison sentence. The statute directs complaints to the Attorney General.

Your prompt review of this matter is respectfully requested. I look forward to your response.

Sincerely,

*Ted Weiss*  
TED WEISS  
Member of Congress

186-0  
RECEIVED  
#29 FEB 16 1984

TW:kk  
Enclosure

U.S. DEPARTMENT OF JUSTICE  
Dept. of Justice

Office of Enforcement Operations  
Dec. Unit 6

District Offices  
37 West 65th Street, New York City 10023 212/787-3480  
4060 Broadway, New York City 10032 212/927-7726

131 Waverly Place, New York City 10011 212/620-3310

620 West 232nd Street, Bronx 10463 212/894-0441  
655 East 233rd Street, Bronx 10466 212/652-0400

85040545484



USDA

Office of the Secretary  
**John R. Block**  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

8 5 0 4 0 5 4 5 4 8 5



The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

Purpose  
← 1984  
re-election

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

85040545486

**Young Americans for Freedom.**

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

85040545487

men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

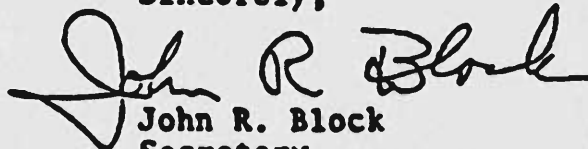
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

85040545488

Yes I received my Presidential photograph in fine condition.

No. My photograph was damaged as listed below:

( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



3 5 0 4 0 5 4 5 4 8 9



Dear President Reagan,

Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

85040545490

Department of Justice

Washington, D.C. 20530

Business  
Private Use \$300

/PLF

85040545

Mr. Kenneth Gross  
Associate General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

84 MAR 19 A 8:30



Postage and Fees  
U.S. Department  
of Justice  
JUS-451

OGC Docket  
copy 1



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**SENSITIVE**

MEMORANDUM TO: THE COMMISSION

FROM: MARJORIE W. EMMONS/SUSAN M. TEIR *SMT*

DATE: MARCH 13, 1984

SUBJECT: PRE-MUR 118 - COMPLAINT

The attached has been circulated for your information.

85040545492

Attachment



U.S. Department of Justice

Criminal Division

Assistant Attorney General

Washington, D.C. 20530

MARCH 2, 1984

Honorable John R. Block  
Secretary  
United States Department of Agriculture  
Washington, D.C. 20250

Dear Mr. Secretary:

This is to advise that we have recently received a complaint regarding alleged misuse of a likeness of the great seal of the United States on a fundraising solicitation sent over your signature on behalf of an organization called the "Young Americans for Freedom." A copy of this solicitation is enclosed herein.

In your letter you request a contribution to the YAF, to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. The letterhead of this solicitation displays in the upper left-hand corner a likeness of the great seal of the United States.

In this connection, we wish to refer you to Section 713 of Title 18 of the United States Code, which prohibits the knowing display of any likeness or facsimile of the great seal of the United States on, among other things, stationery in a manner reasonably calculated to convey a false impression of sponsorship or approval by the United States Government.

In view of the fact that the instant correspondence relates to political matters and not to the official business of the Government of the United States, we believe that such utilization of a likeness of the great seal is proscribed by Section 713.

In addition, we note that the Federal Election Campaign Act, 2 U.S.C. §431 et seq., requires that any communication which solicits contributions for a federal election, or which advocates the election of a clearly identified federal candidate, state on the face of the communication the entity who paid

85040545493





USDA

Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

On behalf of Young Americans for Freedom, I am pleased to present you with the enclosed official White House photograph of President Ronald Reagan.

I hope that you will accept this picture in appreciation for all the support which you have given to President Reagan.

To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

35040545494

Young Americans for Freedom.

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

Today, with nearly 100,000 members on 650 college and university campuses, Young Americans for Freedom is ready to spread the message of Ronald Reagan's accomplishments to the American people.

YAF has the troops to promote Ronald Reagan and his programs from coast to coast.

Through literature, news articles, appearances on T.V. and radio talk shows, bumper stickers, posters and debates, YAF members are prepared to bring President Reagan's vital message to loyal Americans.

And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

And, it is my personal view that now is the time for Young Americans for Freedom to take action. Before the liberals are successful in distorting and misrepresenting Ronald Reagan's programs. Before it is too late.

But unfortunately a vital effort such as I've described takes money. Lots of money.

Even a simple news release takes money for printing, postage and envelopes.

And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

85040545495

advisory

Yes I received my replacement photograph in the condition:

No. My photograph was damaged as listed below:  
( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

Please make check payable to YAF, Woodland Road, Washington, D.C., 20069.

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 12, 1984

MEMORANDUM

TO: The File

FROM: Kenneth A. Gross  
Associate General Counsel *KAG*

SUBJECT: Young Americans for Freedom

On March 12, 1984, I spoke with Nancy Stewart of Department of Justice and she said she would send over the original complaint and other background material. I believe we should handle as an internally generated matter since Department of Justice noticed the 441d problem in the course of their investigation on the use of the Great Seal and referred the matter to the FEC which we received in the ordinary course of our responsibilities.

85040545497





U.S. Department of Justice

GEMCD:NSS:pk  
186-0

Washington, D.C. 20530

34 MAR 6 AIO: 24

MARCH 2, 1984

Mr. Charles N. Steele  
General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Mr. Steele: *Charlie,*

Enclosed please find a photocopy of a solicitation recently referred to our Office. The solicitation was sent out over the signature of Secretary of Agriculture John R. Block on behalf of an organization called the "Young Americans for Freedom."

The mailing appears to solicit contributions and to advocate support for President Ronald Reagan's 1984 reelection, and yet does not have the disclaimer required by the Federal Election Campaign Act, 2 U.S.C. §441d. We are forwarding this matter to the Federal Election Commission for whatever action the Commission deems appropriate. A copy of our letter to Secretary Block advising of our referral to you is enclosed herein for your information.

Sincerely,

Gerald E. McDowell, Chief  
Public Integrity Section  
Criminal Division

By: *Nancy Simmons Stewart*  
NANCY S. STEWART, Attorney  
Public Integrity Section

Enclosures

8 5 0 4 0 5 4 5 4 9 8



U.S. Department of Justice

Criminal Division

Assistant Attorney General

Washington, D.C. 20530

MARCH 2, 1984

Honorable John R. Block  
Secretary  
United States Department of Agriculture  
Washington, D.C. 20250

Dear Mr. Secretary:

This is to advise that we have recently received a complaint regarding alleged misuse of a likeness of the great seal of the United States on a fundraising solicitation sent over your signature on behalf of an organization called the "Young Americans for Freedom." A copy of this solicitation is enclosed herein.

In your letter you request a contribution to the YAF, to enable that organization to "promote Ronald Reagan and his programs" in the upcoming 1984 presidential election. The letterhead of this solicitation displays in the upper left-hand corner a likeness of the great seal of the United States.

In this connection, we wish to refer you to Section 713 of Title 18 of the United States Code, which prohibits the knowing display of any likeness or facsimile of the great seal of the United States on, among other things, stationery in a manner reasonably calculated to convey a false impression of sponsorship or approval by the United States Government.

In view of the fact that the instant correspondence relates to political matters and not to the official business of the Government of the United States, we believe that such utilization of a likeness of the great seal is proscribed by Section 713.

In addition, we note that the Federal Election Campaign Act, 2 U.S.C. §431 et seq., requires that any communication which solicits contributions for a federal election, or which advocates the election of a clearly identified federal candidate, state on the face of the communication the entity who paid

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for or authorized the communication. 2 U.S.C. §441d. The enclosed letter appears to advocate President Reagan's reelection, and solicits contributions toward that end, but does not reflect such a notice. We have referred this aspect of the matter to the Federal Election Commission, which has civil and administrative jurisdiction over such matters. See 2 U.S.C. §437g(a) and (d).

We trust that this information will prove useful to you in any future solicitations contemplated.

Sincerely,

John C. Keeney  
Acting Assistant Attorney General  
Criminal Division  
(Pursuant to 28 C.F.R. 0.132)

cc: Young Americans for Freedom  
Woodland Road  
Washington, D.C. 20069

Enclosure

85040545500



USDA

Office of the Secretary  
John R. Block  
U.S. Department of Agriculture

PERSONAL  
BUSINESS

Dear Friend,

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To verify that you received the enclosed photograph in good condition, I would like to ask you to return the enclosed "Verification" slip to me. If your photo is scratched, folded or otherwise damaged, another copy will be forwarded to you immediately.

So please, if there's anything wrong with the enclosed photo, let me know so that I can see that it is replaced. Thank you.

Oh yes, there is one other thing that you can do, which I think would greatly please President Reagan. As a member of his Cabinet, I know that he would greatly appreciate a personal word of encouragement from you.

Believe me, I know how hard it is to take the bitter attacks which he endures each and every day from the liberals and their allies in the news media. That's why your note of encouragement would mean so much to him.

Use the enclosed postcard (or better yet your own stationary) to tell him in your own words how much you appreciate the job he is doing. Thanks.

Now I'd like to tell you why I personally believe that the next few months are going to be critically important for the future of this country which you and I love.

(over please...)

85040545501



The powerful forces arrayed against Ronald Reagan are poised to drive him from the White House in 1984.

Purpose  
← 1984  
election

The election is going to be a head to head struggle between those who cherish America and Her traditions of freedom versus those who would destroy the American way of life as you and I have known it.

Make no mistake about it, the liberal Democrat who opposes Ronald Reagan for the Presidency will carry forward the same bankrupt policies of high taxes and big spending.

Unlike President Reagan, the Democrats want to centralize more power in Washington, D.C.

Incredibly, they seek a return to the same policies which brought us interest rates in excess of 20% and inflation of more than 13%.

Their answer to the growing threat from Communist Russia is appeasement and unilateral disarmament.

The choice will be between the return to the failed policies of FDR and Jimmy Carter or the conservative program of Ronald Reagan.

If the issues were presented fairly I believe the American people would overwhelmingly reject liberalism. But unfortunately, Ronald Reagan will be facing a stacked deck.

How can he hope to have his side of the story presented honestly by a biased news media? It just won't happen.

That's why this letter to you is so urgent and extremely important.

Since you and I don't have access to a fair and impartial news media, we must seek another means of presenting the true story to America.

And there is one group that I believe can best accomplish this Herculean effort. That group is

(next page please...)

8504054502

**Young Americans for Freedom.**

As President Reagan will tell you himself, there has been no other group as loyal to him and his principles as Young Americans for Freedom.

When Ronald Reagan was Governor of California he knew that he could always count on the members of YAF to support his policies and programs.

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And on our college campuses YAF members are ready to counter the anti-American and anti-Reagan radicals that breed there.

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And the sad fact is, while the liberals and their myriad of leftist organizations are feeding at the public trough on your tax dollars, the members of Young Americans for Freedom are totally dependent on you and me for support.

And YAF was hard hit by the Democrat's recession.

Thousands upon thousands of patriotic young

(over please...)

*advisory*

85040545503

men and women are ready to answer the call, but the truth is, the funds simply aren't there to pay for the literature and training sessions which must be held if Ronald Reagan is to succeed.

It's terribly unfair. But it is the situation we face.

That's why I hope you will help today.

Because I know that you love your country deeply, I hope that you will find a way to support these deserving young men and women.

Can you send \$15 today for this special project?

In fact, if you can send much more then I certainly hope that you will.

If you can send \$10,000 do it. Or \$1,000 or \$100.

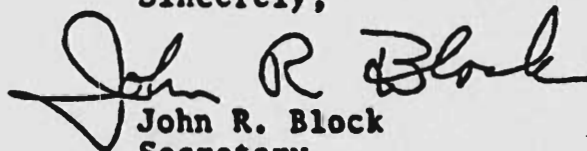
But, if you could at least send \$15, it would give a tremendous boost to this most worthwhile cause.

I hope that you will support the fine young men and women of Young Americans for Freedom with your dollars.

They need your encouragement and they need your financial help. Won't you please send your check today?

Believe me, the future of our nation is at stake.

Sincerely,



John R. Block  
Secretary  
Department of Agriculture

P.S. Don't forget to let me know whether or not your full color photo of President Reagan arrived in good condition. Remember, if it didn't, I'll make certain that a replacement is shipped immediately. And, if you possibly can, send along a contribution to Young Americans for Freedom for at least \$15. Without your gift, they can't succeed. God bless you.

8504054504

- Yes I received my Presidential photograph in fine condition.  
 No. My photograph was damaged as listed below:  
( ) Scratched ( ) Folded ( ) Other \_\_\_\_\_

Please send my replacement photograph to:

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Please return this form in the enclosed postage paid envelope with your reply and check to Secretary John Block.

### Reply to Secretary Block

Secretary John Block  
C/O Young Americans for Freedom  
Woodland Road  
Washington, D.C., 20069

Dear Secretary Block,

Thank you for my official photo of President Reagan.

I have sent my personal word of encouragement to President Reagan and I agree the President needs YAF's help to get his message to America. To help YAF I have enclosed my maximum contribution for:

\$ \_\_\_\_\_

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Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone # ( ) \_\_\_\_\_

Thanks for the picture. But I'm sorry I can't help with even a small contribution at this time.



8 5 0 4 0 5 4 5 0 5



Dear President Reagan,

Please be assured that you have my wholehearted support in your continuing struggle against the liberals in Congress and the news media.

Their continued attacks and distortions against you and your programs must be terribly disappointing and frustrating for you.

But please, for America's future, keep up the battle. I am behind you.

Sincerely, \_\_\_\_\_

8 5 0 4 0 5 4 5 5 0 6





FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1707,

Date Filmed 9/11/85 Camera No. --- 2

Cameraman AS

85040545508



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE  
PUBLIC FILE OF CLOSED MUR 1707 .

85040554165





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 9, 1985

Daniel Oliver, Esquire  
W. Scott Burke, Esquire  
Office of the General Counsel  
U.S. Department of Agriculture  
14th and Independence Avenue, N.W.  
Washington, D.C. 20250

RE: MUR 1707  
John R. Block

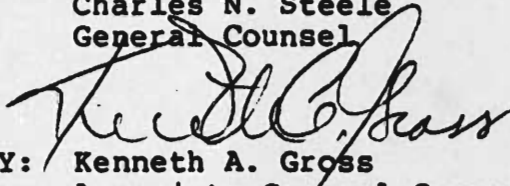
Dear Messrs. Oliver & Burke:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within thirty days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within 10 days. Please note that MUR 1701 was merged in MUR 1707 on August 7, 1984. Therefore, the closed file will be indexed as MUR 1707.

Should you have any questions, contact Judy Thedford, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

185040554166