

FEDERAL ELECTION COMMISSION

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FEC RELEASES SEVEN COMPLIANCE CASES

WASHINGTON – The Federal Election Commission has made public its final action on seven matters previously under review (MURs). This release contains only summary information. Closed files should be thoroughly read for details, including the FEC's legal analysis of the case. (Please see footnote at the end of this release.) Closed MUR files are available in the Public Records Office.

1. MUR 3770

RESPONDENTS: (a) United Parcel Service Political Action Committee, D. Scott Davis, treasurer (GA)
(b) United Parcel Service of America, Inc. (GA)
COMPLAINANT: Michael P. Kohr (IL)
SUBJECT: Failure to advise solicitees of their right to refuse to contribute without reprisal
DISPOSITION: (a-b) Conciliation Agreement: \$ 9,000 civil penalty*

2. MUR 4297/Pre-MUR 315

RESPONDENTS: (a) Ortho Pharmaceutical Corporation (DE)
(b) James Barr (NJ)
(c) Elliott Millenson (NJ)
(d) William Pagels (NJ)
(e) Bruce Decker (CA)
(f) Margaret Blosser Gladstone (FL)
(g) Gary Parlin (NJ)
(h) Johnson & Johnson (NJ)
COMPLAINANTS: Sua sponte
SUBJECT: Corporate contributions/contributions in the names of others; contributions by government contractor
DISPOSITION: (a-b) Conciliation Agreement: \$ 25,000 civil penalty*
(c) Conciliation Agreement: \$ 2,000 civil penalty*
(d-f) Reason to believe, but took no further action*
(g) Probable cause to believe, but took no further action*
(h) Reason to believe, but took no further action*
(d-h) Sent admonishment letters.

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3. MUR 4353

RESPONDENTS: (a) Robert D. Kilbanks (PA)
(b) Friends of Bob Kilbanks, Chris M. Miller, treasurer (PA)
(c) Jacqueline Kilbanks (PA)
COMPLAINANT: James F. Brose (PA)
SUBJECT: Excessive contributions
DISPOSITION: (a-c) Reason to believe, but took no further action*
Sent admonishment letters.

4. MUR 4611

RESPONDENTS: Friends for Franks, Frank Hitchcock, treasurer (CT)
COMPLAINANT: FEC Initiated (Audit - 1994 Election)
SUBJECT: Failure to file 48-hour reports; failure to maintain records and report payee name, address and purpose of expenditures; failure to maintain sufficient supporting records of expenditures and disbursements; failure to accurately disclose contributions; failure to maintain written journal of petty cash expenditures
DISPOSITION: Reason to believe, but took no further action*
Sent admonishment letter.

5. MUR 4655

RESPONDENTS: Dyncorp Federal Political Action Committee, Susan Drake White, treasurer (VA)
COMPLAINANT: FEC Initiated (RAD)
SUBJECT: Failure to file disclosure reports timely
DISPOSITION: Conciliation Agreement: \$ 1,800 civil penalty*

6. MUR 4658

RESPONDENTS: New Jersey Democratic State Committee, Raul "Rudy" Garcia, treasurer (NJ)
COMPLAINANT: FEC Initiated (Audit - 1992)
SUBJECT: Failure to pay allocable expenses from federal account; failure to allocate and report shared expenses by both the federal and non-federal accounts; non-federal account overfunded its share of allocable expenses; failure to maintain all records and supporting documents; failure to report financial activity
DISPOSITION: Reason to believe, but took no further action*

7. MUR 4659

RESPONDENTS: Pakistani Physicians Public Affairs Committee, Arif Toor, M.D., treasurer (CT)
COMPLAINANT: FEC Initiated (RAD)
SUBJECT: Failure to file disclosure reports timely
DISPOSITION: Conciliation Agreement: \$ 9,000 civil penalty*

*There are four administrative stages to the FEC enforcement process:

1. Receipt of proper complaint
2. "Reason to believe" stage
3. "Probable cause" stage
4. Conciliation stage

It requires the votes of at least four of the six Commissioners to take any action. The FEC can close a case at any point after reviewing a complaint. If a violation is found and conciliation cannot be reached, then the FEC can institute a civil court action against a respondent.

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