

86-C 2785

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FACSIMILE TRANSMISSION COVER SHEET

916 11 / 1110.33

DATE September 13, 1991

TO Lawrence M. Noble

FROM George Waters

MESSAGE Re: AOR 1991-27

FAX NUMBER DIALED 202/219-3923

ORIGINAL TO FOLLOW IN MAIL YES

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CLIENT NAME	<u>CDP</u>	CLIENT NUMBER	<u>89103</u>

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September 13, 1991

VIA FACSIMILEAOR 1991-27
SUPPLEMENT

Lawrence M. Noble
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: AOR 1991-27

Dear Mr. Noble:

On behalf of the California Democratic Party (CDP), I request that you postpone consideration of Advisory Opinion Request 1991-27.

I recently became aware that the Peace and Freedom Party has filed an action in San Francisco Superior Court to enjoin the implementation of Article II, section 6(b) of the California Constitution, which purports to prohibit parties from endorsing, supporting or opposing candidates for local office. Evidently, the Peace and Freedom Party seeks to endorse a candidate in the 1991 mayoral election and the candidate wishes to publish that fact in the voters pamphlet. My information is that a hearing on a permanent injunction is scheduled for September 27.

I believe the most prudent course is to postpone consideration of AOR 1991-27 until after a decision in the San Francisco action. CDP will waive, if necessary, the requirement that the FEC issue an opinion within 60 days of the request. (11 CFR § 112.4(a).)

Very truly yours,

OLSON, CONNELLY, HAGEL, FONG & LEIDIGH



GEORGE WATERS

GW:deh

cc: Susan Kennedy

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