



NEW YORK REPUBLICAN STATE COMMITTEE

WILLIAM D. POWERS
Chairman

RECEIVED
FEDERAL ELECTION COMMISSION
JUN 3 8 43 AM '94

June 1, 1994

Donald L. Averett
Senior Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington, D.C. 20463

Identification Number: C00055582
Reference: Mid-Year Report (1/1/93-6/30/93)
Year End Report (7/1/93-12/31/93)

Dear Mr. Everett:

Please excuse my tardiness in responding to your letters, the response period coincided with our legally required State Republican Convention. My complete attention as pro-bono attorney for the committee was required by the convention.

First, pursuant to our phone conversation of approximately May 15, 1994, please be advised that \$26,255 has been transferred from our federal account to our non-federal account for remedial purposes regarding 1991-1992 allocations (see attached check and deposit slip).

Second, regarding your letters on our mid-year report (1/1/93-6/30/93) and our year end report (7/1/93-12/31/93):

* All contribution solicitations in 1993 complied with the then applicable "best efforts" regulations. Furthermore, follow-up phone calls were made by the committee to ascertain any omitted information by contributors.

* Regarding your comments on the 100% non-federal transfers, for allocated expenses, the committee utilizes the payment from allocation account method. We do not utilize the payment from the federal account method. We acknowledge that during 1993, the committee did make transfers into the allocation account consisting of 100% non-federal funds and 0% federal funds. These transfers were made to support our "Victory '93" operations which were conducted on behalf of the non-federal, New York City





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Mayoral Campaign. Based on conversations with FEC staff, we now acknowledge that such transfers were inadvertent technical mistakes. At the time they were made, however, we were abiding to the Federal Election Law's spirit of full disclosure.

By funding "Victory '93" operations through our allocation account with 100% non-federal transfers, we were reporting and providing notice to the FEC that we had determined this election to have no federal involvement and thus requiring no federal monies. We could have omitted any reporting to the FEC and paid these operations directly out of our state account. In that event, the FEC would have never been aware of these expenditures. We did not do this, however, because we wished to fully disclose our activities to the FEC. Because we implement the payment from allocation account method, which as you know is operated as a zero-sum account for each individual expenditure, there was absolutely no commingling of federal and non-federal monies. Furthermore, since there were no federal elections in New York in 1993, there is not even a remote chance that non-federal monies were spent on federal candidates. Consequently, your recommendations for transfers from our federal account to our state account would only penalize us for overdisclosure when in fact no commingling of federal and non-federal funds occurred. The committee is now remedying our administrative procedures and will no longer transact any 100% non-federal transfers to our allocation account.

* The committee acknowledges its error regarding the "Oliver North" event and has transferred \$1981.37 from its federal account to a non-federal account to remedy the error. (See attached check.)

Thank you for your cooperation.

Very truly yours,

Jeffrey T. Bulcy
Counsel

New York Republican State Committee

DEPOSIT TICKET

Please do not write on this document. Use checks appropriately FOR CLEAR COPY. PRESS FIRMLY WITH BALL POINT PEN.

DATE 31 May 19 94

| CURRENCY | COIN | CHECKS AMOUNT | TOTAL |
|----------|------|------------------|--------|
| | | 26,255 | 26,255 |

29-7
213

TOTAL
ITEMS 1

Checks and other items are returned to donor subject to the provisions of the Uniform Commercial Code or any applicable collection agreement.

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

PLEASE
ENTER
TOTAL

26,255

NEW YORK REPUBLICAN STATE COMMITTEE
REPORTING ACCOUNT

KEY BANK
Key Bank N.A.
Park Office, Albany, N.Y. 12240

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Transfer per JTB
for FEC report correct

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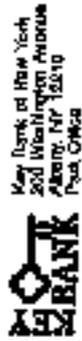
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| <p>NEW YORK REPUBLICAN FEDERAL CAMPAIGN COMMITTEE 315 STATE STREET ALBANY, NY 12210</p> | | <p>31 May 19 94</p> | <p>1045</p> |
| <p>PAY TO THE ORDER OF <u>NYRSC Reporting Account 11142214</u></p> | | <p>\$ 26,255.00</p> | |
| <p>Twenty six thousand two hundred fifty-five and 00/100</p> | | | |
| <p>KEY BANK Key Bank of New York 205 Washington Avenue Albany, NY 12210 Park Office</p> | | <p>511</p> | |
| <p>MEMO <u>FEC report correct.</u></p> | | <p><i>[Signature]</i></p> | |
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DEPOSIT TICKET

NEW YORK REPUBLICAN STATE COMMITTEE
HEADQUARTERS ACCOUNT



Key Bank of New York
200 Washington Avenue
Albany, NY 12210
Park Office

511

DATE 2 June 1994
DEPOSIT MAY NOT BE CASHED AT ANY OTHER BANK WITHDRAWAL
LIST CHECKS SINGLY OR ATTACH LIST
DOLLARS CENTS

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\$ 1981.37

o.north allocation
correction

PLEASE ENTER TOTAL HERE

*Checks and other items are subject to deposit
subject to the terms and conditions of the
code on any individual institution agreement.

NEW YORK REPUBLICAN FEDERAL CAMPAIGN COMMITTEE
315 STATE STREET ALBANY, NY 12210

25-77215 1047

DATE 1 June 1994

PAY TO THE ORDER OF NYRSC Reg. Operating Acct \$ 1,981.37

One thousand nine hundred eighty one and 37/100 DOLLARS

Key Bank of New York
200 Washington Avenue
Albany, NY 12210
Park Office

511

Memo o.north allocation

[Signature]

⑆024300077⑆ 11 13 229 40 1047

**Federal Election Commission
 ENVELOPE REPLACEMENT PAGE
 FOR INCOMING DOCUMENTS**

The Commission has added this page to the end of this filing to indicate how it was received.

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DATE OF RECEIPT

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 Records

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and/or DATE OF RECEIPT

JMH

PREPARER

6-6-94

DATE PREPARED

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