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State of California



Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 • • • 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance/Administration • • • Executive/Legal • • • Enforcement • • • Conflict of Interest
(916) 322-5660 322-5901 322-6441 322-6444

September 23, 1977

Vigo G. Nielsen, Jr.
Dobbs and Nielsen
One Maritime Plaza, Suite 2500
San Francisco, CA 94111

A-77-08-036

Dear Mr. Nielsen:

After receiving my letter of August 26, 1977, supporting the Franchise Tax Board's audit finding on unregistered committees, you once again expressed your desire to bring CREPAC and all local BOPACs into compliance with the campaign disclosure provisions of the Political Reform Act. Accordingly, you ask two questions. First, you ask whether there were any possible way for CREPAC and local BOPACs to file a statement as one committee. In terms of the language of the Act, in other words, could CREPAC and its local BOPACs be viewed as a combination of persons or as persons acting in concert? Second, what action should be taken by CREPAC and its local BOPACs relative to the amendment of campaign statements previously filed with local jurisdictions throughout the state?

In addition to the information contained in my letter of August 26, the following facts are material to the conclusions set forth in this letter. In recent telephone conversations you informed me that local BOPACs are equivalent to local subcommittees of CREPAC. Thus, the finances and operations of each local BOPAC must be handled in accordance with CREPAC bylaws. These bylaws can be changed by the CREPAC directors without the consent of the local BOPACs. Moreover, the power to write all BOPAC checks and the technical authority to disapprove a contribution requested by a BOPAC is retained by an officer of CREPAC.

Given the facts set forth above, we think it would be permissible for CREPAC and its local BOPACs to file campaign statements in the manner set forth in the FTB audit report or as a single committee. If, however, you should choose to file as a single committee, your present practice of filing campaign statements under the name "CREPAC" while recipients of your contributions simultaneously disclose the contributor as a local BOPAC must be discontinued. In

order to comply with the provisions of the Political Reform Act, you must take reasonable steps to assure that your committee will be identified by the same name on its committee statement and on the campaign statements of any person contributing to or receiving funds from your committee. Perhaps the transmittal letter included with each contribution would be the appropriate vehicle for accomplishing this task. In addition to listing the name of the committee, it is permissible to ask contribution recipients to include a reference to a local BORPAC in their campaign statements. For example, your transmittal letter might suggest that the contribution from CREPAC be disclosed in any of the following ways:

1. CREPAC
2. CREPAC and 49 BORPACs
3. CREPAC (Sacramento BORPAC)
4. CREPAC through its Sacramento BORPAC
5. Sacramento BORPAC, a subcommittee of CREPAC

Although it is not presently required, we would ask that your campaign statement break contributions received by local BORPAC district and expenditures according to the local BORPAC that authorized them.

Second, with respect to bringing your previous statements into compliance, it will be sufficient to file with each filing officer in possession of a CREPAC statement, a statement directing persons interested in the BORPAC statement to the CREPAC report. You should direct the filing officer to file this statement under the name of the local BORPAC. No additional statements or amendments to the CREPAC statements need be filed. This advice assumes that all information relative to contributions and expenditures for CREPAC and its local BORPACs have been previously reported on the CREPAC statements and filed with the appropriate filing officers.

Pursuant to Government Code Section 83114(b) and regulation 2 Cal. Adm. Code Section 18329, good faith compliance with the provisions of this letter will immunize you from prosecution by the Fair Political Practices Commission for failure to file campaign statements under the proper committee organization. You should be advised, however,

Vigo G. Nielsen, Jr.
September 23, 1977
Page Three

that this immunity does not extend to an enforcement action brought by any other person with civil or criminal enforcement responsibility under the Act. If you have further questions please feel free to contact me.

Sincerely,

Ted Prim

Ted Prim
Staff Counsel
Legal Division

TP:plh

F P P C
SEP 8 8 52 AM '77

77036

DOBBS & NIELSEN

Attorneys and Counselors at Law
SUITE 2500, THE ALCOA BUILDING
ONE MARITIME PLAZA
SAN FRANCISCO, CA 94111
TELEPHONE (415) 362-1940

September 6, 1977

John A. Gordnier, Esq.
Deputy Attorney General
555 Capitol Mall, Suite 500
Sacramento, California 95814

Re: FTB Audit of California Real Estate
Political Action Committee

Dear John:

Enclosed please find copies of correspondence between the Franchise Tax Board staff and the Fair Political Practices Commission staff and myself discussing the FTB's audit conclusions.

Since we last talked, the FPPC staff has replied on August 26, 1977 that in its opinion the local "BORPACs" are, in fact, unregistered committees. The FTB's finding was apparently based on the fact that "funds transmitted by the BORPACs are first applied toward their individual pre-set goals, the excess funds, if any, earmarked and held in trust for the local BORPAC" (emphasis added). But as set forth in my letter of July 21, 1977, it is untrue that BORPACs have any involvement in the receipt of funds. The California Association of Realtors invoices each member on an annual basis requesting payment of national, state and local dues as well as a voluntary contribution of \$10 to "California Real Estate Political Action Committee." The local Board of Realtors, not the local BORPAC, receives these payments, withdraws its local dues, and transmits the entire remaining amount to the California Association of Realtors in Los Angeles. CAR then remits to the National Association of Realtors its portion and remits to CREPAC its portion, if any. Once the funds are in the CREPAC account, then the accounting takes place. Only if a group of Realtors has voluntarily created a "BORPAC", does the statewide board of trustees of CREPAC consider any of the funds received from Realtors within that same geographical area to be subject to any control other than their own. Once a BORPAC is formed, then the designation of "excess" funds from that geographical area is made to a

John A. Gordnier, Esq.
September 6, 1977
Page two

ledger account maintained by CREPAC in Los Angeles from which all checks are then written on behalf of the local BORPAC and sent directly to the candidate or to the BORPAC representative for his or her delivery.

All contributions made in the name of CREPAC and BORPAC are reported on CREPAC's report which is also sent to all counties and cities where local contributions have been made. When I was retained as legal counsel in 1976, I recommended that the CREPAC registration be amended to clearly show that the committee was making contributions under more than one name, and I further recommended that the consolidated campaign statement label each contribution to show in which name it was made. I have been told that when the staff changed, these recommendations were delayed, but have now been implemented.

Apparently, the FPPC staff believes that the posting to a ledger account is, in itself, "a receipt" and believes that, therefore, each BORPAC whose account has postings of \$500 or more is a committee. After receiving Ted Prim's letter, attached, I called him and found him unable to explain to me why compliance would not have been sufficient if each of the BORPACs had registered, or filed a consolidated registration, and then filed a single consolidated report, pursuant to Government Code Section 84213(b) and FPPC Opinions to Thomas G. Lumsdon (75-205) and to Harry H. Kahn (75-185). Mr. Prim said he would let me know, but has not yet responded.

I also asked Mr. Prim whether CREPAC would need to amend all its reports since January 1975 to delete all contributions made on behalf of all BORPACs (or only those over \$500), and register and file 1975-1977 reports for each BORPAC. Obviously, this would not provide any additional information at the office of any local filing officer (and if under \$500 BORPACs are not required to file, would provide less information), since the amendments would only separate into two reports what is presently on file as one report.

Neither could Mr. Prim explain how to handle in the future, contributions by those local BORPACs who do not exceed \$500 in a calendar year. Under the FPPC ruling, no disclosure would be required for contributions by CREPAC on behalf of any BORPAC that had not had \$500 posted to its account.

John A. Gordnier, Esq.
September 6, 1977
Page three

As you can see from this correspondence, and I confirmed it with Mr. Prim, we are willing to follow whatever rules apply, once we are sure what they are.

Some of the documents mentioned above and enclosed also relate to the "99 Club." This fundraising organization only raises monies for federal campaigns. As explained earlier, the maximum contribution requested for CREPAC on the consolidated dues statement is \$10. Separate and apart, individual Realtors solicit for \$99 personal contributions. Such funds are transmitted by CAR to the national political action committee (RPAC) which only supports federal candidates. CAR acts as an agent under the federal rules, and it was always my understanding that the funds had been deposited into a separate fund pursuant to federal regulation 102.6 (Federal Register, Vol. 41, No. 166, August 25, 1976 at 35939). As mentioned in the FTB audit, a separate 99 Club bank account had been established, but for some unexplained reason, the former staff, apparently through inadvertence, deposited 99 Club monies in the CREPAC account and then later separated it out and forwarded it to RPAC. All such funds were reported as the income received by and disbursements made by CREPAC, since CREPAC knew it had to balance its checkbook with its state campaign statements.

If you need any further clarification about the 99 Club, we can provide correspondence with RPAC, declarations from California RPAC trustees, or from the CAR staff who serve as RPAC agents in California. Incidentally, for other reasons, we are now forming a new federal committee to be administered in California, which committee will be entirely separate from the state CREPAC. We will hereafter file our own federal reports and transmit our net proceeds to RPAC as our "affiliated committee."

If we can provide any further information, please do not hesitate to ask, and if you want us to meet with you at some convenient time, we would be pleased to do so.

Very truly yours,

Vigo G. Nielsen, Jr.

VGN:jy
encs.
(dictated but not read)
cc: Greg Fletcher
Ted Prim, FPPC ✓

August 26, 1977

Vigo G. Nielsen, Jr.
Dobbs & Nielsen
Alcoa Building
1 Maritime Plaza
Suite 2500
San Francisco, California 94111

Dear Chip:

On May 6, 1977, Franchise Tax Board submitted to the Fair Political Practices Commission and the Attorney General its audit report of California Real Estate Political Action Committee (CREPAC) covering the period January 7, 1975, through January 29, 1976. This letter will be limited to one of the findings in that audit report.

That finding is as follows:

UNREGISTERED COMMITTEES

CREPAC Trustees set a yearly contribution goal for each local BORPAC. Funds transmitted by the BORPACs are first applied towards their individual preset goals with the excess funds, if any, earmarked and held in trust for the local BORPAC.

The local BORPAC may disburse their earmarked excess funds as they choose with the approval of a CREPAC Trustee(s). It was determined that many BORPACs with earmarked funds in excess of \$500.00 are committees as defined in Government Code Section 82013(a) and have not registered.

Reference Exhibit A [which listed the names of 48 local BORPACs.]

Mr. O'Donnel stated that the campaign statements filed by CREPAC covered the activities of CREPAC and the BORPACs.

August 26, 1977

The staff of the Fair Political Practices Commission has reviewed the factual circumstances surrounding the CREPAC/BORPAC contributions. We have also reviewed all audit correspondence between you and the Franchise Tax Board and have concluded that CREPAC is a committee and is also an intermediary for each of the BORPACs which qualify as committees. We agree with your stipulated facts contained in the second paragraph on page two of your July 21, 1977, letter.

We agree with the Franchise Tax Board's conclusion that a local BORPAC becomes a committee within the meaning of the Political Reform Act when CREPAC credits \$500 or more to the BORPAC's account. Once CREPAC meets its goal with respect to any given BORPAC, control over all additional funds is transferred to the BORPAC. Thus, even though CREPAC retains a right of approval over all contributions, the real authority to determine the size and recipient of contributions is transferred to the BORPAC. CREPAC merely acts as the agent of BORPAC by holding earmarked funds in its account until it receives instructions from the BORPAC. We think that funds which have been earmarked for an individual BORPAC and whose disposition is controlled by the BORPAC have been "received" by the BORPAC within the meaning of the Political Reform Act. Accordingly, once the amount of such funds reaches \$500 or more, the BORPAC will be a committee within the meaning of Government Code Section 82013(a). Lastly, since all contributions ultimately received by an individual BORPAC pass through a CREPAC account, CREPAC is an intermediary within the meaning of Government Code Section 84302. However, since no contributor for which CREPAC acts as an intermediary makes contributions of \$50 or more, CREPAC need not be identified as an intermediary on a local BORPAC's campaign statement.

In summary, individual BORPACs which qualify as committees within the Political Reform Act must file individual campaign statements.

I hope this will allow you to communicate with the local BORPACs which have qualified as committees to advise them how to file. If you have any questions, please feel free to contact me.

Sincerely,

Ed
Ed Prim
Staff Counsel
Legal Division

RECEIVED
Nov 14 11 51 PM '77



CALIFORNIA REAL ESTATE
POLITICAL ACTION COMMITTEE

Executive Offices: 505 SHATTO PLACE
LOS ANGELES, CALIFORNIA 90020
TELEPHONE AREA CODE 213 - 380-7190

Campaign Identification No. 742276

November 10, 1977

Ted Prim, Staff Counsel
Legal Division
Fair Political Practices Commission
1100 K Street
Sacramento, CA 95814

Dear Mr. Prim:

This is in response to your letter of September 23, 1977, to our legal counsel, Vigo G. Nielsen, Jr., advising us on alternatives that fulfill the filing requirements under the Political Reform Act of 1974. The Board of CREPAC Trustees has met and has instructed me to write you to ensure that we are proceeding in the correct manner.

Enclosed please find a copy of an amendment to the CREPAC Statement of Organization to clarify the identity of contributions made in the name of CREPAC/BORPAC. As you will notice, the registration provides a complete listing of the names and addresses of each BORPAC. This amendment will be filed with the Secretary of State and will be transmitted to each filing official to whom BORPAC contributions were made between 1975 and August 1977 with the accompanying transmittal letter of explanation.

We have decided to select your alternative Number three as the appropriate disclosure of all BORPAC contributions. We are requiring that each BORPAC include instructions to the donee in its transmittal letters, but to ensure compliance, we are reprinting the BORPAC checks to read as follows: "CREPAC (_____ BORPAC), Board of Realtors® Political Action Committee, (address), I.D. No. 742276." The name of the board and the address will be typed individually on each check.

We are also changing the format for our campaign statements. The "name of committee" shall read "California Real Estate Political Action Committee (CREPAC), also known as (name of board) BORPAC - see names of BORPACs


Ted Prim, Staff Counsel
November 10, 1977
Page two

on CREPAC Statement of Organization.)" Also, the contributions made will be arranged on the report under the headings for CREPAC and each participating BORPAC, and cumulations will be noted by astericks when CREPAC/ and/or one or more BORPAC contributes to the same candidate. Further, as requested in your letter, and even though we do not believe such is required by the Act, we will provide an attachment to each report identifying total contributions by the BORPAC region which the contribution income is received.

We trust that this fully complies with the intent, spirit and letter of your requirements, and that this brings us into total compliance with the Act. If you have any questions or reservations about the actions that we plan to undertake within the next few days, please contact me immediately.

At the request of John Gordnier, Deputy Attorney General, I am also sending him a copy of the letter. I am also sending a copy to the Marin County District Attorney.

Very truly yours,



Greg Fletcher, Treasurer
CREPAC

enclosures

cc: John A. Gordnier, Deputy Attorney General
Bruce Bales, Marin County District Attorney (Attention: Joshua Thomas, Assistant District Attorney)
Fred Stowell, CREPAC Chairman
Vigo G. Nielsen, Jr., Esq.
Dana W. Reed, Esq.



CALIFORNIA REAL ESTATE
POLITICAL ACTION COMMITTEE

Executive Offices: 505 SHATTO PLACE
LOS ANGELES, CALIFORNIA 90020
TELEPHONE AREA CODE 213 - 380-7190

Campaign Identification No. 742276

November 4, 1977

TO: Secretary of State
County Clerks
City Clerks
Filing Officials of Campaign Statements

FROM: California Real Estate Political Action Committee (CREPAC
also known as "[Name of Board] Board of Realtors® Political
Action Committee" BORPAC.

Dear Filing Official:

CREPAC is a single committee and has been in operation since 1969. We have been filing campaign statements with all filing officials for each state and local election to whom we have made contributions. We have an internal mechanism that allows Realtors® in most counties to decide how some of the funds shall be spent. These funds are identified as BORPAC contributions.

Campaigns receiving funds from us have been reporting them as being received from CREPAC I.D.#742276, from BORPAC I.D.#742276 or from name of board BORPAC I.D.#742276. Upon the recent advice of the Fair Political Practices Commission, recipients in the future will be told exactly how to report the contribution, and the checks are being reprinted to provide a combined name of CREPAC/_____ BORPAC.

The F.P.P.C. has also asked that we write you to explain that any contributions reported from CREPAC during these last four years could have been reported by the recipient in any of the three manners set forth above. Attached is a copy of our recent amendment to our Statement of Organization to better identify each BORPAC by name and address. Please retain this copy in your files as our clarification for all contributions previously reported in your jurisdiction.

Thank you.

cc: Fair Political Practices Commission ✓
Attorney General's Office



BOARD OF REALTORS
POLITICAL ACTION
COMMITTEE

Campaign Identification No. 742276

Date

Dear Recipient:

Attached please find a check from your local Board of Realtors®
Political Action Committee _____ (BORPAC).
We report all BORPAC contributions in your county to the
Secretary of State and the local filing officials. Please refer
to the enclosed check for proper name, address and I.D.
number to be used on your campaign statement.

Good luck in your campaign.

Sincerely,

Fred Stowell, Chairman
CREPAC Trustees

Enclosure

32013

FEB 3 8 47 AM '78

DOBBS & NIELSEN

Attorneys and Counselors at Law

SUITE 2500, THE ALCOA BUILDING
ONE MARITIME PLAZA
SAN FRANCISCO, CA 94111
TELEPHONE (415) 362-1940

February 1, 1978

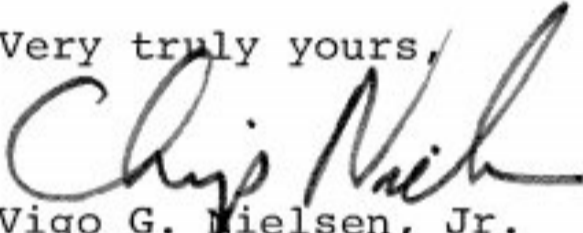
Ted Prim, Esq.
Fair Political Practices Commission
1100 K Street
Sacramento, California 95814

Re: CREPAC

Dear Ted:

This is to confirm our telephone conversation that the proposed steps to be taken by CREPAC, as set forth in my letter of January 20, 1978, will bring this committee into full compliance with the law.

Thank you for your assistance in this matter.

Very truly yours,

Vigo G. Nielsen, Jr.

VGN:jy
cc: CREPAC
Marin County District Attorney, Attn. Josh Thomas
John A. Gordnier, Esq., Deputy Attorney General

F P P
DOBBS & NIELSEN

Attorneys and Counselors at Law

FEB 3 8 47 AM '78
SUITE 2500, THE ALCOA BUILDING
ONE MARITIME PLAZA
SAN FRANCISCO, CA 94111
TELEPHONE (415) 362-1940

January 20, 1978

Ted Prim, Esq.
Fair Political Practices Commission
1100 K Street
Sacramento, California 95814

Dear Ted:

My apologies for being so late in replying to your telephone call requesting few additional changes to bring CREPAC/BORPAC into compliance with your original letter of September 23, 1977.

Since some time has elapsed, let me summarize my memory of the facts to ensure that I have not missed anything which might further delay final resolution of this matter.

I understand the conclusions of your September 23, 1977 letter to be as follows:

1. Contributions made by California Realtors can either be filed on a consolidated CREPAC/BORPAC campaign statement or CREPAC can report all contributions to State candidates made by its trustees, and all contributions made on the recommendations of local Realtors (and debited against their "BORPAC account") can be filed separately by each BORPAC. CREPAC has decided to file a consolidated report.

2. Since a consolidated report will be filed, contributions must all be made in the name of CREPAC to allow easy verification of such contributions on either the donor or the donee campaign statement. This will be accomplished by (a) revising the transmittal letter of "BORPAC" to indicate that such terminology is only used informally to explain the recommendation procedures of the Realtors in a local area who approved the contributions; (b) by modifying the "BORPAC" check to indicate that the committee is CREPAC and that the recommendation for the contribution has been made by local Realtors; (c) that it is acceptable to further clarify the CREPAC contribution by a parenthetical designation describing the area from which the local Realtors reside who made the recommendation (for example, CREPAC (Sacramento BORPAC)).

Ted Prim
January 20, 1978
Page Two

3. That of your five suggested procedures for describing the contribution, CREPAC has selected alternative "3" which will designate all contributions recommended by the political active Realtors in Sacramento as being a contribution from "CREPAC (Sacramento BORPAC)".

4. The combined CREPAC report will voluntarily disclose the aggregate of contributions received from each local BORPAC district and will disclose expenditures made according to local BORPAC districts that authorize them.

5. To assist the filing officials and the public who presently may be unable to verify donee contributions with the donor report, we will file with each filing official in the State where CREPAC/BORPAC contributions have been made since the inception of the Political Reform Act, a clarifying memo and statement of cross-reference (both attached) which the filing official can file under "BORPAC" to inform the public that the donor committee can be found under "CREPAC."

I hope this summary is correct. On November 10, 1977, Greg Fletcher, CREPAC Treasurer, wrote you, and sent copies to the Attorney General's office and the Marin County District Attorney's office, advising you that the CREPAC Statement of Organization has been amended to inform the Secretary of State that contributions would be made under the name of CREPAC/BORPAC and a list of the complete name and address of each "BORPAC" was made part of this amendment. The letter further describes that the checks would be reprinted to read "CREPAC (name of Board) BORPAC, Board of Realtors Political Action Committee, (address), I.D. No. 742276." After my conversation with you, we have agreed to delete the phrase "Board of Realtors Political Action Committee" and will instead have the check read "California Real Estate Political Action Committee ((name of Board) BORPAC), (address), I.D. No. 742276." Mr. Fletcher's letter also explained that the Statement of Organization and all subsequent campaign reports would be identified as "California Real Estate Political Action Committee (CREPAC), also known as CREPAC/_____ * BORPAC-* see name of BORPACs on CREPAC Statement of Organization." CREPAC plans to continue to identify its report in this manner.

Mr. Fletcher also indicated that all cumulative totals will be noted for contributions to the same campaigns, even if the recommendations for the contributions come from

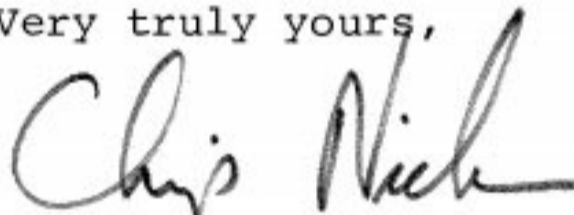
Ted Prim
January 20, 1978
Page Three

different BORMACs. And he indicated that, "even though we do not believe such is required by the Act, we will provide an attachment to each report identifying total contributions by the BORMAC region (from) which the contribution income is received." This is now being done on each report.

Apparently, Mr. Fletcher's office inadvertently omitted from the letter sent you the amendment to the Statement of Organization, the proposed transmittal letter to the filing officials and the proposed revised transmittal letter by which recipients will receive contribution checks. These were provided on December 8, 1977, and the subject of our last telephone conversation.

Enclosed please find a revision of our transmittal letter to filing officials, a proposed "cross-reference" document to accompany that transmittal to allow filing officials to place such sheet in the "BORMAC" file, and a proposed revision to the transmittal letter to candidates of contributions made on the request of a BORMAC. When you have a chance to review these documents, I would appreciate being able to discuss it with you and hopefully resolving this matter once and for all.

Very truly yours,



Vigo G. Nielsen, Jr.

VGN:bc

Encl.

cc: CREPAC

Marin County District Attorney, Attn. Josh Thomas
John A. Gordnier, Deputy Attorney General

F P P S
FEB 3 8 47 AM '78 (On CREPAC Stationery)

January , 1978

To: Secretary of State
County Clerks
City Clerks, as
Filing Officials of Campaign Statements

Fr: California Real Estate Political Action Committee

Dear Filing Official:

CREPAC is a single committee and has been in operation since 1969. We have been filing campaign statements with all filing officials for each state and local election to whom we have made contributions. We have an internal mechanism that allows Realtors[®] in most counties to decide how some of the funds shall be spent. The Realtors who comprise this advisory committee are identified as, for example in Sacramento County, the Sacramento Board of Realtors Political Action Committee or Sacramento BORPAC. The funds contributed are identified as BORPAC contributions.

Apparently, in the past campaigns receiving funds from us have been reporting them as being received from 1) CREPAC I.D. #742276, from 2) BORPAC I.D. #742276 or from 3) "name of board" BORPAC I.D. #742276. Upon the recent advice of

the Fair Political Practices Commission, recipients at present and in the future will be told to report the contribution, as being made by California Real Estate Political Action Committee[(name of board) BORPAC], I.D. 742276, or CREPAC[(name of board) BORPAC], I.D. 742276.

The FPPC has also asked that we write you to explain than any contributions reported from CREPAC during these last four years could have been reported by the recipient in any of the three manners set forth above. Attached is a copy of our recent amendment to our Statement of Organization to better identify each "BORPAC" by name and address. Please retain this copy in your files as our clarification for all contributions previously reported in your jurisdiction. Also attached is a simple "cross reference letter" required of us by the FPPC, which they suggest you place in any file in your office marked BORPAC or (name of board) BORPAC to allow the public to know that they should inspect our CREPAC report filed with you for such contributions made by us.

Thank you.

cc: Fair Political Practices Commission
Attorney General's Office

(On CREPAC stationery)

(Date)

Re: _____ * _____ BORPAC contributions
and
BORPAC contributions

NOTE: Contributions reported by donee campaign committees under either of the two names above can be found on the California Real Estate Political Action Committee (CREPAC) campaign statement, I.D. No. 742276, which committee was the donor of such contribution(s).

EXPLANATION: The California Real Estate Political Action Committee (CREPAC) is the statewide political action committee for voluntary contributions from participating Realtors (®). In the past when a recommendation for contributions was made by Realtors in your area, the contribution was identified as "(name of Board) Board of Realtors Political Action Committee, I.D. No. 742276" or "BORPAC, I.D. No. 742276."

At the present, and in the future, all donees of contributions will be required to disclose the contribution as being received from "California Real Estate Political Action Committee ((name of Board) BORPAC), I.D. No. 742276" or "CREPAC((name of Board) BORPAC), I.D. No. 742276."

Thank you.

*we will insert the actual name of the BORPAC in that area.

Date

Dear

Attached please find a check from California Real Estate Political Action Committee (_____ ** BORPAC). The term BORPAC is our identification of contributions from local Realtors® within your county, and this contributions has been made at their request. This contribution should be disclosed as being received from CREPAC (_____ ** BORPAC), _____ ** (address) _____, identification number 742276.

Good luck in your campaign.

Sincerely,

Your local BORPAC

Enclosure

* new logo that does not identify as BORPAC

** we will type in individual name and address

Memorandum

To : File

Date : August 10, 1978

From : FAIR POLITICAL PRACTICES COMMISSION
Barbara Campbell

Subject: Telephonic response to July 20, 1978, letter from
Chip Nielsen

I spoke with Chip Nielsen on Wednesday, August 9, 1978, and advised him that CREPAC/BORPAC should continue to file the campaign statements in the same manner through this year. No written response is necessary.

I did ask whether all the actual expenditures/contributions of each BORPAC could be listed under each BORPAC's name. Chip said the reporting is now done on a chronological basis and that it would require a manual retrieval to rearrange and categorize activity from the printout. I said the chronological order was ok.

However, I did question the reporting of contributions that appeared to have been made by more than one BORPAC to one recipient. I suggested that the amount of each BORPAC's contribution should be stated. As a specific example, I cited the \$950 given to Santa Monica Taxpayers and Residents Committee by Southeast, Covina Valley, Pasadena, San Pedro-Wilmington, Azusa-Glendora. I explained there was no way to tell how much of the \$950 each individual BORPAC gave. Chip said he would check on that.

I also explained that we expected to have a regulation prepared for the late fall explaining reporting by groups like CREPAC/BORPAC and parent and subsidiary corporations.

BC:plh
cc: Ted Prim

F P C

JUL 24 9 03 AM '78

DOBBS & NIELSEN

Attorneys and Counselors at Law

SUITE 2500, THE ALCOA BUILDING

ONE MARITIME PLAZA

SAN FRANCISCO, CA 94111

TELEPHONE (415) 362-1940

July 20, 1978

Ted Prim, Esq.
Fair Political Practices
Commission
P.O. Box 807
Sacramento, California 95804

Re: California Real Estate Political
Action Committee

Dear Ted:

As you remember, to bring CREPAC/BORPAC into compliance with the Act in a manner to allow cross-referencing between donor and donee reports, we informed all CREPAC/BORPAC recipients of the proper way to identify their contributions (i.e. CREPAC with an additional parenthetical reference to the local Board, BORPAC) and we filed "cross reference" letters with every filing official that received the earlier campaign statements.

You also requested that the CREPAC/BORPAC statement include an attachment showing from what "BORPAC area" the income received was derived. This is the purpose of this letter.

Enclosed please find a copy of the May 23, 1978 through June 30, 1978 CREPAC/BORPAC campaign statement disclosing contribution income of \$88,815.69. This income is then broken down to the various BORPAC areas on eight pages of information.

We respectfully request that we discontinue this practice of filing this attachment, for the following reasons:

Ted Prim, Esq.
July 20, 1978
Page two

1) Filing officers continue to inform us that separate statements should be filed for each BORPAC whenever we show an amount over \$500 for a listed BORPAC;

2) Since income is received at various times throughout the year, the individual attachments for each report are basically meaningless in that each presents such a fragment of the total, that no useful information can be obtained by studying each report;

3) It is terribly difficult to produce this information in a short period of time, which will preclude filing the second pre-election report on time and possibly delay even the first pre-election report.

Consequently, we respectfully request that this practice be discontinued.

Very truly yours,

Vigo G. Nielsen, Jr.

VGN:kd
Enclosures

cc: Barbara Campbell, Esq. ✓
CREPAC



Form 450

1978

PAC
9 03 AM '78

RECIPIENT COMMITTEE CAMPAIGN STATEMENT - SHORT FORM

(Government Code Section 84200-84216)

For use by recipient committees which do not receive contributions or loans from any single source totaling \$50 or more. Recipient committees which receive individual or cumulative contributions or loans of \$50 or more from a single source must file Form 420.

(Type or Print in Ink)

Statement covers period from 5/23/78 through 6/30/78

A OFFICIAL USE ONLY

NAME OF COMMITTEE: California Real Estate Political Action Committee (CREPAC aka (name of board) BORPAC)						I.D. NUMBER 742276	
ADDRESS OF COMMITTEE: NO. AND STREET 505 Shatto Place		CITY Los Angeles	STATE CA	ZIP CODE 90020	AREA CODE (213)	PHONE N 380-7190	

NAME OF TREASURER: R. Greg Fletcher							
PERMANENT ADDRESS OF TREASURER: NO. AND STREET 18737 Lemarsh Street		CITY Northridge	STATE CA	ZIP CODE 91324	AREA CODE (213)	PHONE N 886-1990	

TYPE OF ELECTION (Circle one if applicable): <input checked="" type="radio"/> Primary <input type="radio"/> General <input type="radio"/> Special <input type="radio"/> Recall		CIRCLE IF APPLICABLE: <input type="radio"/> semi-annual <input type="radio"/> campaign statement	DATE OF ELECTION (MO. DAY YR.): 6/6/78	TOTAL PAGES
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EXPENDITURES AND CONTRIBUTIONS MADE TO: (Amounts may be rounded off to whole dollars)

OFFICIAL USE ONLY	NAME AND ADDRESS*	DESCRIPTION OF EXPENDITURE	NAME OF CANDIDATE & OFFICE OR NAME OF BALLOT MEASURE & BALLOT NUMBER OR LETTER		AMOUNT THIS PERIOD	CUMULATIVE AMOUNT
			Support	Oppose		

Subtotal (Carry with any additional subtotals to line 1, part IV) \$ **See Attachments**

*If the expenditure was made to a committee, list the committee's name, address and I.D. Number (or the full name and permanent street address of the treasurer)

YOU MUST COMPLETE THE SUMMARY AND VERIFICATION ON PAGE 2

OFFICIAL USE ONLY	C	D	E	F
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Taxpayers Committee for Frank Hill for Assesor Norman Wike, Treas. 12423 Washington Blvd. Los Angeles, CA 90066	Campaign Contribution	F. Hill Assesor L.A. County	Support	150.00	150.00
Committee to Re-Elect Pete Schabarum, Supervisor Robert Weiss, Treas. P.O. Box 1977 West Covina, CA 91793 (Southeast, Pasadena)	Campaign Contribution	Schabarum Supervisor L.A. County	Support	350.00	550.00
Yes on A Committee Robert Weiss, Treas. 225 North Barranca West Covina, CA 91723 (Los Angeles, San Fernando Valley)	Campaign Contribution	Proposition A Ballot Measure L.A. County	Support	1,000.00	1,000.00
Dean for Senate Committee ID# 781083 (Los Angeles)	Campaign Contribution	Ed Dean SD 30	Support	500.00	500.00
Committee in Support of Windsor Corporation ID# 781557 (Sonoma County)			Support	100.00	100.00
Sonoma County Board of REALTORS® P.O. Box 558 Santa Rosa, CA 95402 (Sonoma County)	Reimbursement Advertising Expenses			393.79	393.79
Covina Valley Board of REALTORS® 248 East Rowland Covina, CA 91723 (Covina Valley)	Reimbursement (Advertising expenses)			100.00	100.00
Citizens to Elect Elaine Donaldson, ID# 741088 (Covina Valley)	Campaign Contribution	E. Donaldson Supervisor L.A. County	Support	250.00	250.00
Ron Kinder for Assembly Committee ID# 771600 (Pasadena)	Campaign Contribution	R. Kinder AD 42	Support	200.00	1,200.00
			Subtotal	3,043.79	

Committee to Elect Noel Brush Harry Brent, Treas. 74-061 Highway 111 Palm Desert, CA 92260 (Palm Desert)	Campaign Campaign	N. Brush Supervisor Riverside Co.	Support	250.00	250.00
Al McCandless Committee Eugene C. Roberts, Treas. P.O. Box 1495 Palm Desert, CA 92260 (Palm Desert)	Campaign Contribution	McCandless Supervisor Riverside Co.	Support	250.00	250.00
Yes on 13 Committee Howard Jarvis, Treas. 9454 Wilshire Blvd., Suite 209 Beverly Hills, CA 90212 (Santa Monica)	Campaign Contribution	Proposition 13 Ballot Measure	Support	500.00	500.00
Committee to Elect Anders Holmer Hal Taylor, Treas. P.O. Box 232 North Lake Vera Road Nevada City, CA 95959 (Nevada County)	Campaign Contribution	A. Holmer District Atty. Nevada County	Support	500.00	500.00
Californians for Proposition 13 Jane Nerpel, Treas. 5954 Van Nuys Blvd. Van Nuys, CA 91401 (Azusa-Glendora)	Campaign Contribution	Proposition 13 Ballot Measure	Support	300.00	300.00
Giannini for Assesor Campaign Committee, ID#780267 (San Mateo-Burlingame)	Campaign Contribution	Giannini Assesor San Mateo Co.	Support	150.00	300.00
Committee to Elect Tom Collins Girard Marcotte, Treas. 100 El Camino Real Burlingame, CA 94010 (San Mateo-Burlingame)	Campaign Contribution	Collins Assesor San Mateo Co.	Support	150.00	150.00
Committee to Re-Elect Ed Bacciocco Tony Lopez, Treas. P.O. Box 7631 Menlo Park, CA 94025 (San Mateo-Burlingame)	Campaign Contribution	Bacciocco Supervisor San Mateo Co.	Support	500.00	500.00
			Subtotal	2,600.00	

Committee to Elect Marguerite Leipzig Mario Biagi, Treas. 666 Woodside Road Redwood City, CA 94061 (San Mateo-Burlingame)	Campaign Contribution	M. Leipzig Supervisor San Mateo Co.	Support	200.00	200.00
Lou Barnett Victory Committee 101 North Central Ave. Glendale, CA 91503 (San Fernando Valley)	Campaign Contribution	L. Barnett AD 41	Support	500.00	500.00
Citizens for Recall Charles Blair, Treas. 2619 Granite Road Santa Cruz, CA 95060 (Santa Cruz)	Campaign Contribution	Ballot Measure Support Recall of County Supervisors (2)		500.00	500.00
Yes on Recall Rosalie Dowling, Treas. P.O. Box 659 Santa Cruz, CA 95060 (Santa Cruz)	Campaign Contribution	Ballot Measure Support Recall of County Supervisors (2)		500.00	500.00
Committee to Elect William Perance Ray Robles, Treas. 9618 Foothill Blvd. Cucamonga, CA 91730 (Ontario-Upland-Chino)	Campaign Contribution	Les Perance Sheriff San Bernardino County	Support	150.00	150.00
Committee to Elect John Hardy 314 West 5th St. San Bernardino, CA 92401 (Ontario-Upland-Chino)	Campaign Contribution	John Hardy District Atty. San Bernardino County	Support	150.00	150.00
Committee to Elect Jim Neller P.O. Box 151 Chino, CA 91710 (Ontario-Upland-Chino)	Campaign Contribution	J. Neller Director, Chino Water District	Support	250.00	250.00
Citizens Against New Taxes (CANT) ID# 771130 (San Mateo-Burlingame)	Campaign Contribution		Support	5,000.00	5,500.00
			Subtotal	7,250.00	

Gonzales Cinco De Mayo Dinner Committee 251 Kearny Street, Suite 602 San Francisco, CA 94108 (San Francisco)	Campaign Contribution	Gonzales Supervisor San Francisco	Support	100.00	100.00
Pelosi Committee Alan Wendroff, Treas. 1801 Union Street San Francisco, CA 94123 (San Francisco)	Campaign Contribution	Pelosi Supervisor San Francisco	Support	100.00	100.00
Citizens Housing Forum William Schact, Treas. 198 Francisco Street San Francisco, CA 94133 (San Francisco)	Contribution		Support	500.00	500.00
Committee to Re-Elect Bob Roumiguere William Murray, Treas. 200 San Marino Drive San Rafael, CA (Marin County)	Campaign Contribution	Roumiguere Supervisor Marin County	Support	600.00	1,000.00
Committee to Re-Elect Arnold Baptiste Evelyn Johnson, Treas. 410 Via Herbosa Novato, CA (Marin County)	Campaign Contribution	Baptiste Supervisor Marin County	Support	600.00	1,000.00
Chamberlain for Water Director Larry Corbett, Treas. 490 Riviera Circle Larkspur, CA (Marin County)	Campaign Contribution	Chamberlain Director, Water District #3	Support	200.00	300.00
Campaign For K.C. Bishop Dave Green, Treas. 456 Blackstone San Rafael, CA (Marin County)	Campaign Contribution	K.C. Bishop Director Water District #3	Support	200.00	300.00
Campaign for Joseph Coffrini John Berryman, Treas. 6 Southridge East Tiburon, CA (Marin County)	Campaign Contribution	J. Coffrini Asst. County Treas. Marin County	Support	250.00	250.00
			Subtotal	2,550.00	

CREPAC CONTRIBUTIONS ID# 742276

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Committee to Elect George B. Gillow ID# 771674 (South San Diego)	Campaign Contribution	Gillow City Council Chula Vista	Support	500.00	500.00
Senator Campbell Campaign Committee, ID# 742938 (Norwalk-La Mirada)	Campaign Contribution	Campbell SD 33	Support	250.00	500.00
Committee to Elect Jim Martin ID# 781712 (Sutter-Yuba)	Campaign Contribution	J. Martin Supervisor Yuba County	Support	200.00	200.00
Committee to Elect Joe Benatar ID# 780658 (Sutter-Yuba)	Campaign Contribution	J. Benatar Supervisor Sutter County	Support	300.00	300.00
Committee to Re-Elect Dennis Mangers, ID# 742367 (Hunt. Beach-Fountain Valley)	Campaign Contribution	D. Mangers AD 73	Support	500.00	500.00
Committee to Elect Lewis Ferrari ID# 781335 (Sutter-Yuba)	Campaign Contribution	L. Ferrari Assesor Yuba County	Support	200.00	200.00
Carlson Campaign, ID# 780080 (San Jose)	Campaign Contribution	Carlson Assesor Santa Clara County	Support	300.00	300.00
Friends of Bill Dominguez ID# 78139 (San Dieguito)	Campaign Contribution	Dominguez Supervisor San Diego County	Support	200.00	300.00
East San Diego County Board of REALTORS® P.O. Box 20268 El Cajon, CA 92021 (East San Diego County)	Reimbursement Advertising Expenses			2,636.76	2,636.76
County Land Use Coordinating Council 456 East Grand Ave. Suite 203 Escondido, CA 92025 (East San Diego County)	Contribution		Support	1,000.00	1,000.00
			Subtotal	6,086.76	

Len Numi P.O. Box 291 Big Bear Lake, CA 92315 (Big Bear Valley)	Reimbursement Board President travel expenses	150.00	300.00
John Bateman P.O. Box 664 Big Bear Lake, CA 92315 (Big Bear Valley)	Reimbursement Board Exec. Officer travel expenses	150.00	300.00
Daily News Tribune 655 Valencia Fullerton, CA 92632 (North Orange County)	Advertising Expenses Property Tax Relief Ads	612.60	612.60
La Habra Star Progress 600 S. Palm La Habra, CA 90631 (North Orange County)	Advertising Expenses Property Tax Relief Ads	147.00	147.00
Orange County News Times 415 West Chapman Placentia, CA 92670 (North Orange County)	Advertising Expenses Property Tax Relief Ads	264.60	264.60
Venice-Marina Del Rey Board of REALTORS® 13115 Washington Blvd. Los Angeles, CA 90066 (Venice-Marina Del Rey)	Reimbursement Advertising Expenses	1,100.00	1,536.50
Spokane Board of REALTORS® 1924 North Ash Street Spokane, WA 99205 (Arcadia)	Donation Dinner Reception	15.00	15.00
F. Strong & Associates 999 Sonoma Ave., # 10 Santa Rosa, CA 95404 (Sonoma County)	Expenses for Legislative Representation	2,500.00	2,500.00
Sonoma County Board of REALTORS® 576 B Street Santa Rosa, CA 95402 (Sonoma County)	Reimbursement Property Tax Relief Ads	260.00	260.00

Subtotal 5,199.20

W. Gerald Platt 1421 Livorna Road Alamo, CA 94507 (San Francisco)	Reimbursement for research of local government spending	1,000.00	1,000.00
Charles E. Kelly 2005 Short Drive Hanford, CA 93230 (Kings County)	Reimbursement for Legislative representation	200.00	200.00
Bud Porter Governmental Relations (Fallbrook)	Expenses for Legislative representation	175.18	437.18
San Bernardino Board of REALTORS® 1798 North D Street San Bernardino, CA 92406 (San Bernardino)	Reimbursement Printing Costs	300.00	410.00
		<u>Subtotal</u> 1,675.18	
		TOTAL	32,154.78

CREPAC/BORPAC
ID#742276

Local BORPAC Contributions/Expenditures

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Alameda County	\$ ---	\$ ---
Amador County	---	---
Anaheim	---	---
Antelope Valley	---	---
Antelope Valley-Foothill	---	---
Arcadia	---	15.00
Atascadero	---	---
Azusa-Glendora	---	500.00
Bakersfield	---	---
Banning-Beaumont-Cherry Valley	40.00	---
Barstow	---	---
Berkeley	1,238.10	---
Beverly Hills	3,216.00	---
Big Bear Valley	161.50	300.00
Buena Park-Cypress-La Palma	---	---
Burbank	---	---
Calaveras County	25.00	---
Camarillo	48.00	---
Carlsbad	78.00	---
Carmel	970.00	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Chico	\$ 2,101.50	\$ ---
Clear Lake	386.00	---
Coachella Valley	---	---
Compton-Lynwood	---	---
Conejo Valley	30.00	---
Contra Costa	---	---
Corona-Norco	---	---
Coronado	---	---
Covina Valley	---	1,135.00
Crescent City	---	---
Crescentia-Canada	---	---
Culver City	90.00	---
Desert Empire	---	---
Desert Hot Springs	248.00	---
Downey	---	---
East Orange County	5,882.00	---
East San Diego County	6,278.00	3,636.76
Eastern Contra Costa	68.00	---
El Dorado County	1,671.00	---
Escondido	---	---
Fallbrook	---	175.18
Fresno	---	---
Gardena	---	---
Glendale	---	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Glenn County	\$ ---	\$ ---
Hacienda-Rowland-Diamond Bar	160.00	---
Hawthorne-Lawndale	78.00	---
Hemet-San Jacinto	---	---
Humboldt County	---	---
Huntington Beach-Fountain Valley	---	500.00
Imperial Valley	---	---
Inglewood	---	---
Joshua Tree	---	---
Kern River-Lake Isabella	44.00	---
Kings County	956.00	200.00
La Canada	---	---
Laguna Beach	---	---
Lake County	---	---
Lake Elsinore Valley	45.50	---
Lassen County	---	---
Lodi	---	---
Lompoc Valley	---	---
Long Beach	---	---
Los Altos	---	---
Los Angeles	---	1,500.00
Los Gatos-Saratoga	---	---
Madera	10.00	---
Malibu	---	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Marin County	\$ ---	\$ 1,850.00
Mendocino County	---	---
Menlo Park- Atherton	---	---
Merced County	---	---
Modesto	---	---
Monrovia	---	---
Montebello	---	---
Monterey Peninsula	10.00	---
Mountain View	---	---
Napa County	---	---
Nevada County	---	500.00
Newport Harbor-Costa Mesa	180.00	---
North Orange County	6,892.00	1,024.20
North San Mateo County	92.00	---
Northern Solano	---	---
Norwalk-La Mirada	50.00	250.00
Oakland	4,517.50	---
Oceanside	36.00	---
Ojai Valley	8.00	---
Ontario-Upland-Chino	---	550.00
Orange Belt	---	---
Oroville	---	---
Oxnard Harbor	1,825.00	---
Pacifica-Half Moon Bay	---	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Palm Desert	\$ 1,592.00	\$ 500.00
Palm Springs	2,314.00	---
Palmdale	---	---
Palo Alto	1,265.00	---
Palos Verdes	---	---
Paradise	---	---
Pasadena	555.00	550.00
Paso Robles	---	---
Perris Valley	---	---
Placer County	1,632.00	---
Plumas County	---	---
Pomona Valley	---	---
Rancho Los Cerritos	---	---
Rancho Temecula-Murrietta	---	---
Redlands	---	---
Redwood City-San Carlos-Belmont	76.00	---
Rim O' the World	---	---
Riverside	366.00	---
Rolling Hills	15.00	---
Sacramento	9,113.00	---
Saddleback Valley	---	230.00
Salinas	---	---
San Benito County	---	---
San Bernardino	---	300.00

	<u>Contributions Received</u>	<u>Contributions Expended</u>
San Diego	\$ ---	\$ ---
San Dieguito	---	200.00
San Fernando Valley	19,444.59	1,000.00
San Francisco	---	1,700.00
San Gabriel	---	---
San Jose	---	300.00
San Luis Obispo	36.00	---
San Marino	---	---
San Mateo-Burlingame	206.00	6,000.00
San Pedro-Wilmington	94.00	100.00
Santa Clarita Valley	---	---
Santa Cruz	---	1,000.00
Santa Maria	1,722.00	500.00
Santa Monica	1,172.00	500.00
Santa Paula-Fillmore	---	---
Santa Ynez Valley	---	---
Scenic Coast	---	---
Shasta County	---	---
Simi Valley	2,270.00	---
Siskiyou County	---	---
Solano	---	---
Sonoma County	---	3,253.79
South Bay	---	---
South Lake Tahoe	---	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
South Orange County	\$ 339.00	\$ ---
South Pasadena	---	---
South San Diego Bay	---	500.00
South San Joaquin County	---	---
Southeast	---	1,700.00
Southeast Kern	---	---
Southern Alameda County	6,329.00	---
Southern Santa Barbara	---	---
Southwest Los Angeles	---	---
Stockton	---	---
Sunnyvale	---	---
Sutter-Yuba	---	700.00
Tahoe Sierra	---	---
Tehama County	---	---
Torrance-Lomita-Carson	---	---
Tracy	---	---
Tulare	---	---
Tuolumne County	---	---
Turlock	---	---
Twentynine Palms	---	---
Valley Center	---	---
Venice-Marina Del Rey	20.00	1,100.00
Ventura	46.00	---
Victor Valley	---	---

	<u>Contributions Received</u>	<u>Contributions Expended</u>
Visalia	\$ 34.00	\$ ---
Vista	60.00	---
Watsonville	---	---
West Contra Costa	2,382.00	---
West Orange County	---	---
West San Gabriel	---	---
Whittier	---	---
Yolo County	---	---
Yucaipa Valley	30.00	---
Yucca Valley	---	---
	<hr/> 88,547.69	<hr/> 31,769.93
Individual Contributions by members not affiliated with boards	268.00	384.85 (CREPAC)
	<hr/>	<hr/> TOTAL \$ 32,154.78
TOTAL	<hr/> \$ 88,815.69	