

NEW JERSEY ELECTION LAW  
ENFORCEMENT COMMISSION  
Temporary Office  
c/o Frank P. Reiche, Esq.  
1 Palmer Square  
Princeton, New Jersey 07540

A.O. 17-1973

September 10, 1973

Hon. Frederick E. Wendel  
798 East Drive  
Oradell, New Jersey 07649

Re: The New Jersey Campaign Control and  
Expenditures Reporting Act, P. L.  
1973, c. 83 ("the Act")  
Your Letter Dated July 6, 1973

Dear Senator Wendel:

Your letter of July 6, 1973, to the New Jersey Election Law Enforcement Commission ("the Commission"), including a request for advisory opinion, has been forwarded to me for reply. By previous correspondence, the Commission requested an extension of time within which to reply to August 20, 1973.

1. Your letter indicates that you had no expenditures in the primary election for the reason that you were unopposed in that election. The Commission is of the opinion that a report was required to be filed on July 24, 1973 respecting all contributions and expenditures between April 24, 1973 and July 23, 1973 for the reason that Section 16 of the Act does not distinguish between primary and general elections.

The Commission has the power under Section 6 of the Act to extend for good cause shown the dates upon which reports are required to be filed. The Commission finds that the newness of the Act and the absence of rules and regulations relating to filing constitute such good cause, and has extended the date for filing a report in conformity herewith to Monday, October 1, 1973.

2. No rules or regulations relating to allocation have been promulgated by the Commission. Where two or more candidates share in an expenditure, the initial allocation should be made by the candidates on a reasonable basis in advance of the expenditure, where possible. The facts relating to the allocation should

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be set forth in full in reporting such expenditure and all documents and financial records relating to the allocation and the expenditure should be retained.

Yours very truly,

New Jersey Election Law  
Enforcement Commission

By



Edward J. Farrell, Esq.  
Legal Counsel

EJF:bjv

NEW JERSEY SENATE

0-17-73

July 6, 1973

Mr. Frank P. Reiche  
Chairman, Election Enforcement Commission  
1 Palmer Square  
Princeton  
New Jersey 08540

Dear Mr. Reiche:

I am a candidate for re-election to the New Jersey State Senate.

Leonard Noud of 28 Beechwood Road, Old Tappan has agreed to act as my campaign manager and my son, Richard T. Wendel of 51 Mill Glen Road, Upper Saddle River has agreed to act as my campaign treasurer. Both these gentlemen are volunteers and will not be paid for their efforts on my behalf during the coming election.

On May 25th, 1973, a committee named "Friends of Senator Wendel" gave me a testimonial dinner at the Tamcrest Country Club in Alpine. The net proceeds of this dinner are deposited in Citizens First National Bank, 54 East Ridgewood Avenue, Ridgewood.

I was unopposed in the primary, and my receipts and expenditures for the primary were zero. However, the two assembly candidates in District 38 put out one piece of literature (copy enclosed), in which I received equal billing with them, and upon which a dollar value will be placed and charged to me. You will notice that other candidates are

Election Enforcement Commission

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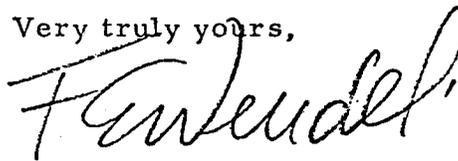
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mentioned. Will part of the cost have to be assessed against them, and to what extent? How will the costs of such a piece of literature be allocated? Is there a formula? Your guidance and advice would be appreciated.

The purpose of this letter, then, is to solicit from you any forms which you may have developed at this time that I might be required to fill out, and if none have been developed to date, to seek from you instructions in order that I might comply with Chapter 83 of the Laws of 1973.

Very truly yours,



Fred E. Wendel

/b

enclosure