



State of New Jersey

ELECTION LAW ENFORCEMENT COMMISSION

NATIONAL STATE BANK BLDG., SUITE 1215
28 W. STATE STREET, CN-185
TRENTON, NEW JERSEY 08625-0185
(609) 792-8700

FREDERICK M. HERRMANN, PH.D
EXECUTIVE DIRECTOR
JEFFREY M. BRINDLE
DEPUTY DIRECTOR
GREGORY E. NAGY
LEGAL DIRECTOR
EDWARD J. FARRELL
COUNSEL

STANLEY G. BEDFORD
CHAIRMAN
OWEN V. MCHANEY, III
VICE CHAIRMAN
ANDREW C. AXTELL
COMMISSIONER
DAVID LINETT
COMMISSIONER

May 23, 1988

Hershel Kozlov, Esq.
General Counsel
New Jersey Republican State Committee
310 W. State Street
Trenton, NJ 08618

Advisory Opinion No. 06-1988

Dear Mr. Kozlov:

The Election Law Enforcement Commission has directed me to respond to your letter received May 10, 1988 requesting an advisory opinion. On behalf of the New Jersey Republican State Committee, you have asked several questions concerning the establishment of a committee to explore on behalf of an unnamed individual the feasibility of that individual becoming a candidate in a gubernatorial primary election. For the reasons expressed below, the Commission regrets that it cannot issue an advisory opinion on the questions you have submitted.

The Commission has refrained from giving advisory opinions based on hypothetical facts not pertinent to the campaign reporting obligations of an inquiring party; see A.O. 03-1987, copy enclosed. Also, the Commission is currently in the process of proposing amendments to its regulations concerning the public financing of gubernatorial primary elections. A copy of the proposal notice is enclosed for your convenience.

The Commission of course recognizes that the Republican State Committee has a considerable interest in the conduct of the public financing of the gubernatorial elections, and in fact the Commission has enjoyed the benefit of comments and guidance the Republican State Committee has offered in past years. The Commission anticipates holding a public hearing on its proposals on July 19, 1988 in Room 334 of the State House Annex, Trenton, and looks forward to receiving any comments or observations that you may wish to offer at that time.

Thank you for your continued interest.

Very truly yours,

ELECTION LAW ENFORCEMENT COMMISSION

Signature of Gregory E. Nagy
By: GREGORY E. NAGY

GEN/un
Enclosures