

NEW JERSEY ELECTION LAW ENFORCEMENT COMMISSION

MINUTES - September 26, 1977 Meeting

PRESENT

Sidney Goldmann, Vice-Chairman  
Josephine S. Margetts, Member  
Archibald S. Alexander, Member  
Edward J. Farrell, Legal Counsel  
Neil Upmeyer, Director of Public Financing

ABSENT

Frank Reiche, Chairman  
Lewis B. Thurston, III, Ex. Dir.  
Herbert Alexander, Consultant

Pursuant to the Open Public Meetings Law, P. L. 1975, c.231, annual notice of the meetings of the Commission, as amended, was filed with the Secretary of State's office, copies were posted in the State House Annex, copies were mailed to the Newark Star Ledger and the Philadelphia Bulletin and the entire State House Press Corps.

The meeting convened at 10:00 a.m. at the offices of Farrell, Curtis, Carlin, Davidson and Mahr, 43 Maple Avenue, Morristown, N. J

1. Certification of Public Matching Funds to Candidates Bateman and Byrne

The Commission reviewed the summary of contributions submitted for match for the 5th submission period by gubernatorial candidates Brendan Byrne and Raymond Bateman and the staff recommendations as presented by the director of public financing. On a motion by Commissioner Alexander, seconded by Commissioner Margetts, the Commission certified \$59,058 to Governor Byrne for this submission period. The vote was 3-0. On a motion by Commissioner Alexander, seconded by Commissioner Margetts, the Commission certified \$73,048 in public matching funds to Senator Bateman for this submission period. The vote was 3-0.

2. Advisory Opinion Requests

The Commission approved advisory opinions in response to the following requests:

- 0-30-77 (Thomas Saybolt for Ford Motor Co. P.A.C.)
- 0-40-77 (Joseph Hayden for Essex County Democratic Comm.)  
re reporting of "street money".)
- 0-41-77 (Walter Peters, Republican State Committee)

3. Investigations and Executive Session Commission Meeting Minutes Approval

Pursuant to the Open Public Meetings Law, the Commission went into executive session to discuss a matter to be investigated relating to the public financing of gubernatorial campaigns on which it is anticipated the staff will report at the next Commission meeting.

Additionally, the Commission approved the minutes of the executive session of the Commission meetings on August 15 and 25 and September 12 and 19.

(see over)

4. Commission Meeting Minutes

The Commission reviewed the minutes of the Commission meetings for August 15 and 25 and September 12 and 19 and approved them with some changes.

5. Investigation of Complaint

Pursuant to the Open Public Meetings Law, P. L. 1975, c.231, the Commission went into executive session to discuss investigation of complaint filed by Byrne for Governor against the Republican State Committee. At the conclusion of the discussion the Commission returned to public session.

6. Byrne for Governor vs. Republican State Committee, C-13-77

On a motion by Commissioner Alexander, seconded by Commissioner Margetts, the Commission agreed to hold a hearing on this complaint which alleges violation of the Act in regard to contributions and solicitation for contributions in connection with a fundraising affair scheduled for September 26 in Atlantic City. The Commission appointed Gerald Miller as the hearing officer for this matter and directed that the hearing be conducted on an accelerated basis and tentatively scheduled it for Wednesday, September 28 in Newark. The vote was 3-0. On a motion by Commissioner Alexander, seconded by Commissioner Margetts, the Commission voted 3-0 to appoint Gerald Miller as the hearing officer in this matter and to set a tentative schedule of receipt of the hearing officer's report by Friday, September 30, 1977, receipt of any exceptions to the hearing officer's report by Monday, October 3 and determination by the Commission on October 3 or thereafter.

7. Adjournment - The Commission adjourned the meeting at 3:50 p.m.

Respectfully submitted,



SIDNEY GOLDMANN,  
Vice-Chairman