

PATRICK A. GLEASON
CHAIRMAN



OFFICE OF SPECIAL COUNSEL

HOUSE OF REPRESENTATIVES
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

SELECT COMMITTEE ON STATE CONTRACT PRACTICES

October 15, 1974

Thomas R. Balaban, Esquire
223 North Front Street
Harrisburg, Pennsylvania

Re: Dennis E. Thiemann

Dear Mr. Balaban:

Reference is made to our telephone conversation of today in which we discussed the Subpoena Ad Testificandum served upon Mr. Thiemann requiring Mr. Thiemann to testify in public session on Thursday, October 17, 1974 at 10:00 a.m. You advised me that Mr. Thiemann would be unable to appear because he would be in Washington from October 16th through the 18th, inclusive, testifying before the Democratic National Committee.

In addition, you advised that Mr. Thiemann would refuse to appear before this Committee until all pending litigation had been settled. You stated that despite the fact that the pending litigation in no way officially relieved Mr. Thiemann from the responsibility of responding to a Subpoena Ad Testificandum from this Committee, you would nevertheless advise Mr. Thiemann to refuse to honor such a subpoena.

I advised you that, in view of the above, the Committee would be willing to postpone Mr. Thiemann's appearance until Monday, October 21, 1974. You refused this alternative and reiterated that Mr. Thiemann would not appear before this Committee until all pending litigation had been settled.

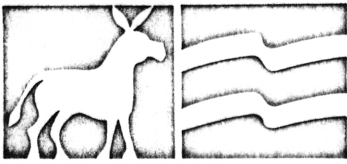
I will advise the Committee of our conversation in order that the Committee may be aware of the facts and take appropriate action.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Stephen F. Freind".

Stephen F. Freind
Special Counsel

SFF:bb



Pennsylvania Democratic State Committee

510 North Third Street • Harrisburg, Pennsylvania 17101 • (717) 238-9381

September 19, 1974

Hon. Patrick A. Gleason
Chairman, House Select Committee
on State Contract Practices
B-10 Main Capitol Building
Harrisburg, Pennsylvania 17120

Dear Mr. Gleason:

I have just concluded a telephone conversation with David Richman, Esq., member of the legal staff of your Committee, with respect to the recent communication of P. J. James S. Bowman, Commonwealth Court of Pennsylvania, under date of September 6, 1974, regarding the disposition of the current proceedings before that Court involving Democratic State Committee Chairman Dennis E. Thiemann and your Committee.

In order to respond to the Court's communication, I endeavored to ascertain from Mr. Richman what procedures, with specific reference to time, will the Select Committee make available to Mr. Thiemann in light of his letter of September 5, 1974, addressed to you. I respectfully submit that your letter of September 10, 1974, does not serve to answer this question. We apparently have reached an impasse in which Mr. Thiemann is prepared to do certain things and your Committee stands ready to hear and receive the same, but it is lacking a time element for the purpose of doing so.

Unless and until I am advised by a response from you as Chairman or the Committee itself, which response will show what is the next course of action, I am not in a position to respond to the letter of Judge Bowman. May I suggest that there be a meeting of your Counsel and/or Committee Members and me and my client Mr. Thiemann so that my client and I can fully explain to you and your Select Committee the rationale of the action undertaken to date regarding this matter.

I have discussed this matter at length with Mr. Richman and certainly he can fill you in as to the various problems that are presented which would preclude my giving a response to President Judge Bowman.

Respectfully yours,

Thomas R. Balaban
Thomas R. Balaban

cc: Hon. James S. Bowman

DENNIS E. (HARVEY) THIEMANN, *Chairman* C. DELORES TUCKER, *Vice-Chairman* MARTIN L. MURRAY, *Secretary* JAY C. LEFF, *Treasurer*
THOMAS R. BALABAN, *General Counsel*

MEMBERS, DEMOCRATIC NATIONAL COMMITTEE

Barbara L. Altemus
Michael Johnson
Robert H. (Pop) Jones

Ann R. Jordan
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Dennis E. (Harvey) Thiemann
C. Delores Tucker



Pennsylvania Democratic State Committee

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CHAIRMAN'S OFFICE

September 3, 1974

Honorable Patrick A. Gleason
Chairman, Select Committee on
State Contract Practices
House of Representatives
Room B-10, Main Capitol
Harrisburg, Pennsylvania 17120

Dear Chairman Gleason:-

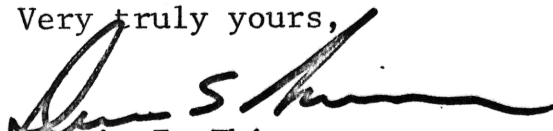
Please note the following information for your convenience:

Deposits and transactions of Campaign '72 from January 26, 1973 to date are not filed or reported on either State or Federal forms.

Reason: Campaign '72 was being audited by the General Accounting Office from early 1973 to June 1974.. During such period reports were suspended until acceptance by GAO of an amended report. Such amended report was made and accepted by GAO and received as approved by the Officers of Campaign '72 on June 28, 1974. Please note next report in sequence as relates to the date June 28, 1974 is due September 10, 1974. This will be a Termination Report, covering January 26, 1973 to September 10, 1974 (as amended to December 31, 1972).

For your information a total of \$2,622.00 was received and a total of \$8,276.18 expended during this period, (January 26, 1973 to date). Receipts and expenditures are of course itemized in our account records so delivered.

Very truly yours,



Dennis E. Thiemann
Chairman

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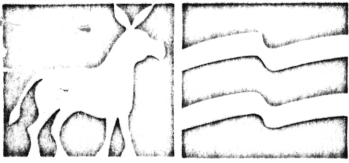
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CHAIRMAN'S OFFICE

September 3, 1974

Honorable Patrick A. Gleason
Chairman, Select Committee on
State Contract Practices
House of Representatives
Room B-10, Main Capitol
Harrisburg, Pennsylvania 17120

Re: Campaign '72
Subpoena Duces Tecum 1972
Campaign and Dauphin Deposit
Trust Company Account #21-21-120-5

Dear Representative Gleason:

The recent subpoena served upon me as Treasurer of Campaign '72 by which your Committee seeks to receive all the records, tapes and indices, etc., of the 1972 Campaign Committee and Dauphin Deposit Trust Company Account #21-21-120-5 is duly acknowledged.

The records you seek concerning the 1972 Campaign Committee have been filed with the Comptroller General of the United States General Accounting Office, where they have been on continuing file since April 7, 1972. An examination of the face page of these records discloses that the same are public records and anyone seeking to have a copy of the same may do so upon making the request for the same and pay the copying charge of 10¢ a page. You and your Committee could have availed yourselves of these records by paying the 10¢ per page charge, but I hasten to add that I have elected to spare the taxpayers of paying this cost for what has apparently been a purely political pursuit and, for this reason, enclose a copy of the same.

At the same time, I am enclosing photocopies of the deposit slips, each of which indicates the names of contributors, together with photocopies of all of the checks that have

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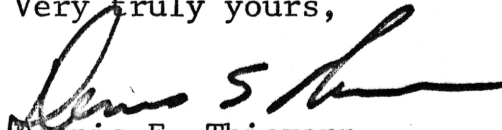
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been issued out of the Special Account, which record you have subpoenaed. I am directing that the party who delivers this material to you also bring with him the checkbook so that you and your Committee may satisfy yourselves as to the accuracy of the submitted material. However, by reason of the fact this a going account and has a small balance remaining in it which is subject to future use, I find it essential for the purposes of conducting the business of this office that the checkbook be immediately returned to me, the need for which I trust you can well appreciate.

Very truly yours,



Dennis E. Thiemann
Chairman

Enclosure . . .