

0-38-76

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STATE OF NEW JERSEY  
ELECTION LAW ENFORCEMENT  
COMMISSION  
NATIONAL STATE BANK BLDG.  
SUITE 1114  
TRENTON, N. J. 08605  
(609) 292 8700

LEWIS B. THURSTON, III  
EXECUTIVE DIRECTOR  
EDWARD J. FARRELL  
COUNSEL

March 4, 1977

Mr. Peter S. Barno  
59 Fieldstone Drive  
Basking Ridge, New Jersey

Re: The New Jersey Campaign Contributions and Expenditures  
Reporting Act, Chapter 83, Laws of 1973, as  
Amended and Supplemented ("the Act")  
Your Letter Dated October 4, 1976  
Opinion #(0-38-76)

Dear Mr. Barno:

Your letter dated October 4, 1976 to the New Jersey  
Election Law Enforcement Commission ("the Commission"),  
including a request for advisory opinion, has been forwarded  
to me for reply. We regret that the press of other Commission  
business has caused a delay in our response to your letter.  
Under the Act, you are protected by virtue of your request  
until receipt of this opinion.

On the facts described in your letter the Barno/Mallon  
Campaign Committee would be required to disclose the gross  
income from the art auction in question as contribution and  
the total of the expenditures, including payments to the  
Howard Mann Art Center as expenditures.

For the purpose of determining whether a contribution  
from any contributor exceeds \$100.00, (in which case the  
name and address of the contributor and the amount of the  
contribution would be required to be reported to the Commission),  
the aggregate of the purchase prices paid by any individual  
contributor would be the amount of the contribution. You  
may wish to include in the report a notation reflecting the  
amount which the Barno/Mallon Campaign Committee estimated  
to be the reasonable market value of the painting or paintings  
purchased by such contributor.

There are no facts which appear in your letter upon  
which the Commission would challenge the allocation as set  
forth in your letter.

Yours very truly,

*Edward J. Farrell*  
Edward J. Farrell  
Legal Counsel

EJF:ja