

RE: FOLEY AS DEMOCRAT/DEMOCRATIC CONVENTION/CAMPAIGN '80  
(SEE: FOLEY RESPONSE/TONASKET ON SECOND BACON SIPHON)

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# Demo opening day crucial for Carter

## *Foley: Nomination or fight on his hands*

By ROBERT L. ROSE  
Spokesman-Review political editor

President Carter will know by the end of the first day of the Democratic National Convention in New York next week whether he has the nomination in the bag, or a fight on his hands, U.S. Rep. Thomas S. Foley said Tuesday.

The Spokane Democrat, who has the ticklish job of convention parliamentarian, pointed out that the vote on Rule F(3)c, the controversial rule requiring Carter delegates to stick to their man on the first ballot, comes up Monday.

If it's defeated, that means a so-called "open convention," which Sen. Edward M. Kennedy, D-Mass., and other anti-Carterites are calling for. It also means the door is open to Kennedy and other possibles, such as Sen. Henry Jackson, D-Wash.

"If one assumes that the delegates who are pledged to Jimmy Carter all vote for the so-called Rule F(3)c, then it would be fairly mathematically certain that the rule would be applied and that the rule would mean a first-ballot nomination of President Carter," Foley said, choosing his words carefully.

"I have been reticent myself about making any statement

whether I favor the rule or not or oppose it, because there may be — very likely will be — questions involved about the interpretation of the rule and the circumstances under which it should be considered by the convention.

"That will involve possible rulings from the chair, and I want to be very careful about that."

However, planting one foot firmly on each side of the fence, Foley

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### ● *Foley assails*

*Tonasket's statements,*  
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● *Carter's delegates in*  
*region to stick by him,*  
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pointed out that some delegates, even though they are pledged to either Kennedy or Carter, may feel that pledge applies only to his vote for the nomination — and not on whether there should be an open convention.

"That's the basis, I suppose, on



REP. THOMAS S. FOLEY  
Chooses words carefully

which some people see the rule being rejected and the minority report (for an open convention) being adopted," he said. "Whether that will obtain or not is not clear yet."

Any guesses?

"I'd really rather not say."