



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4186

DATE FILMED 10/27/95 CAMERA NO. 2

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 21, 1994

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE PHOENIX FIREFIGHTERS LOCAL 493 FIRE
PAC COMMITTEE

This is a referral of the Phoenix Firefighters Local 493 Fire PAC Committee ("the Committee") for failure to timely file three (3) Reports of Receipts and Disbursements during calendar years 1993 and 1994. According to the 1993-1994 RAD Review and Referral Procedures for Unauthorized Committees (Standard 4), further examination is required by your office.

Please note that the Committee was previously referred for failure to file the 1992 July Quarterly Report within thirty (30) calendar days from the date of the Non-Filer Notice (See RAD Referral 92NF-11 and MUR 3722). This matter was closed on January 25, 1993 after the execution of a conciliation agreement with the Committee.

If you have any questions regarding this matter, please contact Jan McBride at 219-3580.

Attachment

95043692126

REPORTS ANALYSIS REFERRAL
TO
OFFICE OF GENERAL COUNSEL

DATE: November 21, 1994

ANALYST: **JAN MCBRIDE**

I. COMMITTEE: Phoenix Firefighters Local 493 Fire PAC
Committee (C00134676)
Michael Gibson, Treasurer
7250 North 16th Street #402
Phoenix, AZ 85020

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(i) and (iv)

III. BACKGROUND:

Chronic Late Filing of Reports

The Phoenix Firefighters Local 493 Fire PAC Committee ("the Committee") failed to timely file three (3) Reports of Receipts and Disbursements for the 1993-1994 election cycle (see Late Filing History Chart). The reports were filed between twelve (12) and twenty-six (26) calendar days late.

A Chronic Late Filing Notice was sent to the Committee on April 8, 1994 for failing to file the 1993 Mid-Year and Year End Reports in a timely manner (Attachment 7). The Notice advised the Committee that any additional late filing of reports could result in legal enforcement action.

Subsequent to the sending of the Chronic Late Filing Notice, the Committee failed to file the 1994 July Quarterly Report in a timely manner (Attachment 9).

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LATE FILING HISTORY

<u>REPORT TYPE</u>	<u>PRIOR NOTICE</u>	<u>DATE DUE</u>	<u>NON-FILER NOTICE</u>	<u>DATE FILED</u>
1993 Mid-Year (1/1/93-6/30/93)	7/5/93 (Attachment 2)	7/31/93	None	8/12/93 (Attachment 3)
1993 Year End (7/1/93-12/31/93)	12/27/93 (Attachment 4)	1/31/94	2/25/94 (Attachment 5)	2/26/94 (Attachment 6)
1994 July Quarterly (4/1/94-6/30/94)	6/21/94 (Attachment 8)	7/15/94	None	7/28/94 (Attachment 9)

FEDERAL ELECTION COMMISSION
 REVIEW INDEX - (R) (93-94)

PHOENIX FIREFIGHTERS LOCAL 493 FIRE PAC COMMITTEE
 MICHAEL GIBSON
 FILING FREQUENCY: QUARTERLY
 7250 N 16TH STREET #402

PHOENIX

NON-PARTY QUALIFIED
 AZ 85020

ID #C00134676

F T	RPT TYP	A I	P G	REC DATE	PGS	BEG MICRO	COVERAGE DATES	BEG CASH	RECEIPTS	DISEURSE	END CASH	DEBITS BY	PASS III COMPLETE	DATE TO RAD	SMT DATE	BAS REV COMPLETE
MS	L			4/08/94	2	94038895500										
RQ	MY	2		11/26/93	2	93038681496	1/01/93 6/30/93									
RQ	MY	3		12/16/93	3	93038692879	1/01/93 6/30/93									
RQ	YE	2		4/06/94	2	94038893837	7/01/93 12/31/93									
RQ	YE	3		4/29/94	3	94038972868	7/01/93 12/31/93									
RQ	YE	7		2/25/94	2	94038855411	7/01/93 12/31/93									
3	MY	N	P	8/12/93	11	93038562494	1/01/93 6/30/93	9261	30770	33054	6977	0	9/16/93	9/17/93	11/17/93	
3	MY	A	P	3/08/94	12	94038863496	1/01/93 6/30/93	9261	30770	33279	6752	0	4/11/94		3/28/94	
3	YE	N	P	2/26/94	11	94038861395	7/01/93 12/31/93	6977	37240	35476	8740	0	3/15/94		3/28/94	
3	YE	A	P	5/31/94	11	94039010367	7/01/93 12/31/93	6977	37240	35476	8740	0	6/10/94		8/19/94	
i	Q1	N	P	4/18/94	10	94038971250	1/01/94 3/31/94	8746	22800	16195	15351	0	5/16/94	5/17/94	5/24/94	
i	Q2	N	P	7/28/94	9	94039151558	4/01/94 6/30/94	15351	12618	21270	6698	0	8/16/94		8/19/94	
i	Q3	N	P	10/17/94	9	94039343719	7/01/94 9/30/94	6698	19882	24423	2157	-			11/02/94	
126	N	P		10/24/94	7	94039400836	10/01/94 10/19/94	2157	6442	5715	2883	-			11/02/94	
TOTAL									129752	136358						

All reports listed have been reviewed.

Ending Cash-on-Hand as of 10/19/94: \$ 2883.92

Outstanding debts owed by the Committee: \$ 0

95043692129

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

July 5, 1993

REPORT	REPORTING PERIOD*	REG./CERT.	
		MAILING DATE**	FILING DATE
Mid-Year	01/01/93 - 06/30/93	07/31/93	07/31/93

WHO MUST FILE

Party committees and PACs (nonconnected committees and separate segregated funds) which normally file on a quarterly basis must file a Mid-Year Report in July.

INDEPENDENT EXPENDITURES

Any PAC that makes independent expenditures in connection with a special election may have to file a 24 hour report. This reporting requirement will be triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the election.

CHANGE IN FILING FREQUENCY

Committees wishing to change their reporting schedule (for example, from semiannual to monthly) must notify the Commission in writing when filing a report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

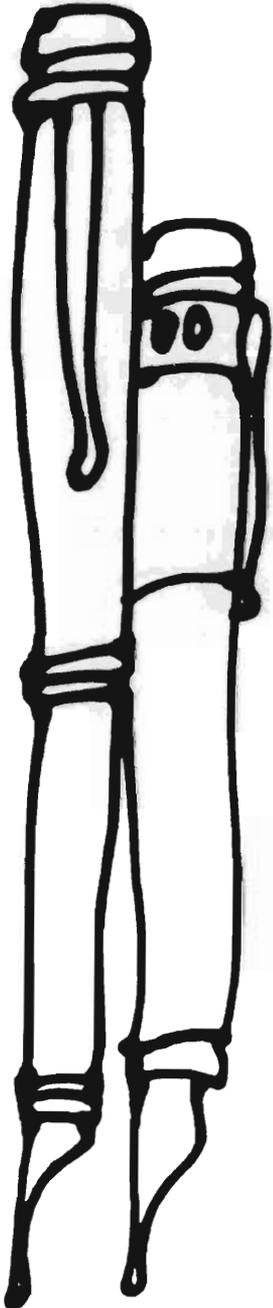
COMPLIANCE

TREASURERS OF POLITICAL COMMITTEES ARE RESPONSIBLE FOR FILING ALL REPORTS ON TIME. FAILURE TO DO SO IS SUBJECT TO ENFORCEMENT ACTION. COMMITTEES FILING ILLEGIBLE REPORTS OR USING NON-FEC FORMS WILL BE REQUIRED TO REFILE.

*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

**Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

FOR INFORMATION, Call: 800/424-9530 or 202/219-3420



REPORT OF RECEIPTS AND DISBURSEMENTS Attachment # 3

For Other Than An Authorized Committee

(Summary Page)

USE PRE-MAILED LABEL OR PRINT TYPE OR PRINT

1. C00134676 061493 P 241 MICHAEL GIBSON. PHOENIX FIREFIGHTERS LOCAL: 493 FIRE PAC COMMITTEE 7250 N 16TH STREET #402 PHOENIX AZ 85020:	2. FEC IDENTIFICATION NUMBER C00134676 3. <input type="checkbox"/> This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date).
---	---

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Termination Report
- Monthly Report Due On:
- February 20 June 20 October 20
- March 20 July 20 November 20
- April 20 August 20 December 20
- May 20 September 20 January 31
- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ in the State of _____
- (b) Is this Report an Amendment? YES NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>01-01-93</u> through <u>06-30-93</u>		
6. (a) Cash on Hand January 1, 19 <u>93</u>		\$ 9,261.78
(b) Cash on Hand at Beginning of Reporting Period	\$ 9,261.78	
(c) Total Receipts (from Line 19)	\$ 30,770.00	\$ 30,770.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 40,031.78	\$ 40,031.78
7. Total Disbursements (from Line 30)	\$ 33,054.46	\$ 33,054.46
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 6,977.32	\$ 6,977.32
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ - 0 -	For further information contact: Federal Election Commission 990 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-219-3420
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ - 0 -	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer <u>Michael W. Gibson</u>	Date <u>6/30/93</u>
Signature of Treasurer 	

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 27, 1993

WHO MUST FILE

Party committees and PACs (nonconnected committees and separate segregated funds) must file a Year-End Report on January 31, 1994.

REPORT CONTENT AND DATES

I. Semiannual Filers

REPORT	REPORTING PERIOD*	REG./CERT.	
		MAILING DATE**	FILING DATE
Year-End	07/01/93 - 12/31/93	01/31/94	01/31/94

Semiannual filers must disclose financial activity that occurred from July 1 through December 31, 1993, on their Year-End Report.

II. Monthly Filers

REPORT	REPORTING PERIOD*	REG./CERT.	
		MAILING DATE**	FILING DATE
Year-End	12/01/93 - 12/31/93	01/31/94	01/31/94

Monthly filers must disclose financial activity from December 1 through December 31, 1993, on their Year-End Report.

CHANGE IN FILING FREQUENCY

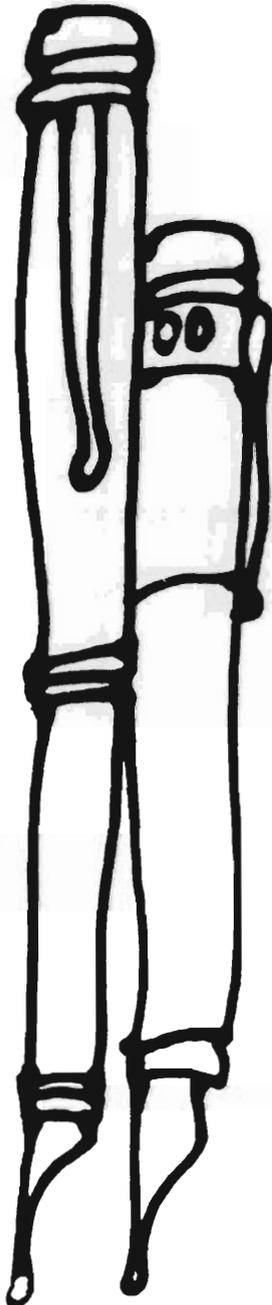
Committees wishing to change their reporting schedule (for example, from semiannual to monthly) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

*The period begins with the close of the last report filed by the committee. If the committee has filed no previous reports, the period begins with the date of the committee's first activity.

**Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.



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(over)

PARTIES AND PACS

YEAR-END

1994 FILING SCHEDULE

I. Quarterly Filers

REPORT	PERIOD COVERED*	REG./CERT. MAILING DATE**	FILING DATE
April	01/01/94 - 03/31/94	04/15/94	04/15/94
July	04/01/94 - 06/30/94	07/15/94	07/15/94
October	07/01/94 - 09/30/94	10/15/94	10/15/94
Pre-General	10/01/94 - 10/19/94	10/24/94	10/27/94
Post-General	10/20/94 - 11/28/94	12/08/94	12/08/94
Year-End	11/29/94 - 12/31/94	01/31/95	01/31/95

II. Monthly Filers

REPORT	PERIOD COVERED*	REG./CERT. MAILING DATE**	FILING DATE
February	01/01/94 - 01/31/94	02/20/94	02/20/94
March	02/01/94 - 02/28/94	03/20/94	03/20/94
April	03/01/94 - 03/31/94	04/20/94	04/20/94
May	04/01/94 - 04/30/94	05/20/94	05/20/94
June	05/01/94 - 05/31/94	06/20/94	06/20/94
July	06/01/94 - 06/30/94	07/20/94	07/20/94
August	07/01/94 - 07/31/94	08/20/94	08/20/94
September	08/01/94 - 08/31/94	09/20/94	09/20/94
October	09/01/94 - 09/30/94	10/20/94	10/20/94
Pre-General	10/01/94 - 10/19/94	10/24/94	10/27/94
Post-General	10/20/94 - 11/28/94	12/08/94	12/08/94
Year-End	11/29/94 - 12/31/94	01/31/95	01/31/95

COMPLIANCE

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FOR INFORMATION, Call: 800/424-9530 or 202/219-3420

05043692133



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

RQ-7

February 25, 1994

Michael Gibson, Treasurer
Phoenix Firefighters Local 493
Fire PAC Committee
7250 North 16th Street #402
Phoenix, AZ 85020

Identification Number: C00134676

Reference: Year End Report (7/1/93-12/31/93)

Dear Mr. Gibson:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR §§108.2, 108.3, 108.4).

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Jan McBride on our toll-free number (800) 424-9530. Our local number is (202) 219-3580.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

94038855411

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

Mar 2 11 39 AM '94

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
Michael W. Gibson
Phoenix Fire Fighters Local 493 Fire PAC Committee.

ADDRESS (number and street) Check if different than previously reported
7250 N. 16TH St. #402

CITY, STATE and ZIP CODE
Phoenix, Ariz. 85022

2. FEC IDENTIFICATION NUMBER
C00134676

3. This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
 July 15 Quarterly Report
 October 15 Quarterly Report
 January 31 Year End Report
 July 31 Mid Year Report (Non-election Year Only)
 Termination Report

- Monthly Report Due On:
- | | | |
|--------------------------------------|---------------------------------------|--------------------------------------|
| <input type="checkbox"/> February 20 | <input type="checkbox"/> June 20 | <input type="checkbox"/> October 20 |
| <input type="checkbox"/> March 20 | <input type="checkbox"/> July 20 | <input type="checkbox"/> November 20 |
| <input type="checkbox"/> April 20 | <input type="checkbox"/> August 20 | <input type="checkbox"/> December 20 |
| <input type="checkbox"/> May 20 | <input type="checkbox"/> September 20 | <input type="checkbox"/> January 31 |

- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? YES NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period	through		
6. (a) Cash on Hand January 1, 1993			\$9,261.78
(b) Cash on Hand at Beginning of Reporting Period		\$6,977.32	
(c) Total Receipts (from Line 19)		\$37,240.00	\$68,010.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$44,217.32	\$77,271.78
7. Total Disbursements (from Line 30)		\$35,476.48	\$68,530.94
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$8,740.84	\$8,740.84
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)		\$ - 0 -	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)		\$ - 0 -	
I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.			
Type or Print Name of Treasurer	Michael W. Gibson		
Signature of Treasurer	<i>Michael W. Gibson</i>		Date 1/31/93

For further information contact:
Federal Election Commission
988 E Street, NW
Washington, DC 20463
Toll Free 800-424-9630
Local 202-219-3420

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS

The Commission has added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	DATE OF RECEIPT
<input type="checkbox"/> First Class Mail	POSTMARKED
<input checked="" type="checkbox"/> Registered/Certified Mail	POSTMARKED 2-26-94
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> Received from the House Office of Records and Registration	DATE OF RECEIPT
<input type="checkbox"/> Received from the Senate Office of Public Records	DATE OF RECEIPT
<input type="checkbox"/> Other (Specify):	POSTMARKED
	and/or DATE OF RECEIPT


PREPARER

3-2-94
DATE PREPARED

95043692136



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MS-L

Michael Gibson, Treasurer
 Phoenix Firefighters Local 493
 Fire PAC Committee
 7250 N. 16th Street, #402
 Phoenix, AZ 85020

APR 8 1993 1/

Identification Number: C00134676

Reference: 1993-1994 Election Cycle Reports

Dear Mr. Gibson:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may have violated 2 U.S.C. §434(a), by failing to timely file Reports of Receipts and Disbursements. The following is a list of the reports in question.

<u>Report Type</u>	<u>Due Date</u>	<u>Date Filed</u>
Mid-Year Report (1/1/93-6/30/93)	7/31/93	8/12/93
Year End Report (7/1/93-12/31/93)	1/31/94	2/26/94

Timely filing is a specific requirement of the Federal Election Campaign Act ("the Act") and is essential to fulfilling the public disclosure concept embodied in that law. The Commission views failure to timely file reports as a serious violation of the Act. This communication is to advise you that, notwithstanding any matters which may be pending before the Commission, any additional report which is not submitted in a timely manner by your committee may result in the Commission initiating legal enforcement or audit action.

You may submit a letter of explanation in response to this notification. If, however, you have any questions, please feel free to contact Jan McBride on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

Lisa J. Stolaruk
 Chief, Party/Non-Party Branch
 Reports Analysis Division

1/ MS-L Sent April 8, 1994

95043692137

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

June 21, 1994

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
July Quarterly	04/01/94 - 06/30/94	07/15/94	07/15/94

WHO MUST FILE

Party committees and PACs (nonconnected committees and separate segregated funds) filing on a quarterly basis must file a Quarterly Report in July.

PRE-ELECTION REPORTING

Committees which make contributions or expenditures (including independent expenditures) in connection with an election must also file a Pre-Election Report, if the activity was not previously reported. See the January 1994 Record.

LAST-MINUTE INDEPENDENT EXPENDITURES

Any PAC that makes independent expenditures in connection with an election may have to file a 24 hour report. This reporting requirement will be triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the election day.

CHANGE IN FILING FREQUENCY

Committees wishing to change their reporting schedule (for example, from quarterly to monthly) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

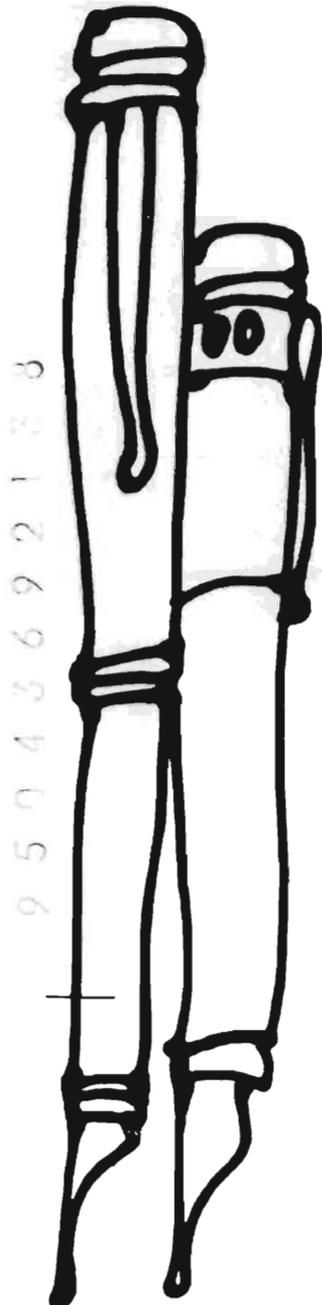
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FOR INFORMATION, Call: 800/424-9530 or 202/219-3420



REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
Summary Page

Attachment #9
Page 1 of 2

1. NAME OF COMMITTEE (in full)
 Phoenix Fire Fighters Local # 402 P.A.C. Committee

ADDRESS (number and street) Check if different than previously reported
 7250 N. 16th St # 402

CITY, STATE and ZIP CODE
 Phoenix, Az 85020

2. FEC IDENTIFICATION NUMBER
 C00134676

3. This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

AUG 1 12 20 1994

4. TYPE OF REPORT

- (a) April 15 Quarterly Report
- July 15 Quarterly Report
- October 15 Quarterly Report
- January 31 Year End Report
- July 31 Mid Year Report (Non-election Year Only)
- Termination Report

- Monthly Report Due On:
- February 20
 - March 20
 - April 20
 - May 20
 - June 20
 - July 20
 - August 20
 - September 20
 - October 20
 - November 20
 - December 20
 - January 31

- Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
- Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? YES NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
Covering Period <u>4/1/94</u> through <u>6/30/94</u>		
(a) Cash on Hand January 1, 19		\$ 8,746.78
(b) Cash on Hand at Beginning of Reporting Period	\$ 15,351.45	
(c) Total Receipts (from Line 19)	\$ 12,018.00	\$ 35,413.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 27,369.45	\$ 44,169.28
7 Total Disbursements (from Line 30)	\$ 21,270.62	\$ 37,469.75
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 6,098.83	\$ 6,699.53
9 Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ -	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ -	

For further information contact:
 Federal Election Commission
 999 E Street, NW
 Washington, DC 20463
 Toll Free 800-424-9530
 Local 202-219-3420

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer
 Donald W. Gabel

Signature of Treasurer: *Donald W. Gabel* Date: 6-17-94

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

95743692139

**Federal Election Commission
ENVELOPE REPLACEMENT PAGE
FOR INCOMING DOCUMENTS**

The Commission has added this page to the end of this filing to indicate how it was received.

Hand Delivered

DATE OF RECEIPT

First Class Mail

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Registered/Certified Mail

POSTMARKED

7-28-94

No Postmark

Postmark Illegible

Received from the House Office of Records
and Registration

DATE OF RECEIPT

Received from the Senate Office of Public
Records

DATE OF RECEIPT

Other (Specify):

POSTMARKED

and/or DATE OF RECEIPT

ALB.

PREPARER

8-1-94

DATE PREPARED

93543692140



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 15, 1995

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

ATTENTION: XAVIER MCDONNELL

FROM: LORUSSIA MARTIN
COMPLIANCE ASSISTANT
COMPLIANCE BRANCH
REPORTS ANALYSIS DIVISION

SUBJECT: 94NF-12

Please review the attached Request for Additional Information which is to be sent to Phoenix Firefighters Local 493 Fire PAC Committee for the 30 Day Post-General Report. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have must be forwarded to me via E-Mail by 5:00 p.m., February 21, 1995.

If comments are not received via E-Mail by the above date and time, the RFAI will be sent.

If you have any questions, please contact me at 219-3487. Thank you.

COMMENTS:

Attachment

95043692141



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-2

Michael W. Gibson, Treasurer
Phoenix Fire Fighters Local
#493 Fire PAC Committee
7250 N. 16th Street, #402
Phoenix, AZ 85020

Identification Number: C00134676

Reference: 30 Day Post-General Report (10/20/94-11/28/94)

Dear Mr. Gibson:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule B of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) precludes a committee from making contributions to another political committee in excess of \$5,000 per calendar year.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have made an excessive contribution, you should notify the recipient and request a refund of the amount in excess of \$5,000.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the contributor. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

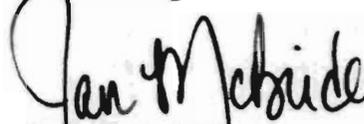
Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this

95743692142

letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,



Jan McBride
Reports Analyst
Reports Analysis Division

248

95043692143

SCHEDULE B

FINANCED DISBURSEMENTS

Any information reported from such Reports and Statements may not be used by any person for the purpose of soliciting contributions or for any other purpose, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

Phoenix Fire Fighters, Local # 493, Fire P.A.C.

95243692114 JM

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Arizona Democratic Party 1525 N. Central Phx. Az. 85004	Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	11/1/94	2,500.00
Arizona Democratic Party 1525 N. Central Phx. Az. 85004	Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	11/1/94	2,500.00
Arizona Democratic Party 1525 N. Central Phx. Az. 85004	Contribution Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	11/1/94	1,250.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (See page 11a for further entry) **6,250.00**

ARTICLE 8

FINANCED DISBURSEMENTS

This schedule is attached to each category of an Official's Statement Page

PAGE 1 OF 1
FOR LINE NUMBER 22

Information copied from such Reports and Statements may not be sold or used by any person for the purpose of obtaining contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

Phoenix Fire Fighters Local # 493, Fire P.A.C.

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
ARIZONA Democratic Party 1525 N. CENTRAL PHOENIX, AZ. 85015	Contribution Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	3/28/94	2,200.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month, day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page: \$0.00

TOTAL This Period (as per this and number only)

95743692145

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

FEB 15 10 17 AM '95

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD Referral: 94NF-12
Date Activated: 1/9/95
Staff Member: Xavier McDonnell
Susan Mitchell

SOURCE: I N T E R N A L L Y G E N E R A T E D

RESPONDENTS: Phoenix Firefighters Local 493 Fire PAC Committee
and Michael Gibson, as treasurer

RELEVANT STATUTE: 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv)

INTERNAL REPORTS CHECKED: Referral Material
Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of General Counsel received this referral from the Reports Analysis Division ("RAD") on November 23, 1994.

Attachment 1. The basis for the referral is the failure of the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, ("Respondents") to timely file their 1993 Mid-Year Year End as well as their 1994 July Quarterly Reports.

II. FACTUAL AND LEGAL ANALYSIS

Based on the Factual and Legal Analysis, see Attachment 2, this Office recommends that the Commission find reason to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv).

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III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

discussion con't 2-5

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IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached Factual and Legal Analysis and conciliation agreement, and the appropriate letter.

Lawrence M. Noble
General Counsel

2/14/95
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Referral Materials
2. Factual and Legal Analysis
3. Proposed agreement

95043692148

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Phoenix Firefighters Local)
493 Fire PAC Committee and)
Michael Gibson, as treasurer.)

RAD Referral
#94NF-12

MUR 4186

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 21, 1995, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral #94NF-12:

1. Open a MUR.
2. Find reason to believe Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the Factual and Legal Analysis and conciliation agreement, and the appropriate letter, as recommended in the General Counsel's Report dated February 14, 1995.

Commissioners Aikens, Elliott, McDonald, McGarry, Potter, and Thomas voted affirmatively for the decision.

Attest:

2-22-95
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat:	Wed., Feb. 15, 1995	10:17 a.m.
Circulated to the Commission:	Wed., Feb. 15, 1995	4:00 p.m.
Deadline for vote:	Tues., Feb. 21, 1995	4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 27, 1995

Michael Gibson, Treasurer
Phoenix Firefighters Local 493
Fire PAC Committee
7250 North 16th Street #402
Phoenix, AZ 85020

RE: MUR 4186
Phoenix Firefighters Local 493
Fire PAC Committee and
Michael Gibson, as treasurer

Dear Mr. Gibson:

On February 21, 1995, the Federal Election Commission found that there is reason to believe the Phoenix Firefighters Local 493 Fire PAC Committee ("Committee") and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

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Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Susan Mitchell, the staff member assigned to this matter, at (202) 219-3400.

Sincerely,


Danny L. McDonald
Chairman

Enclosures

Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Phoenix Firefighters Local MUR: 4186
493 Fire PAC Committee and
Michael Gibson, as treasurer

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2).

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The Federal Election Campaign Act of 1971, as amended, ("the Act") requires treasurers of political committees other than authorized committees of a candidate to file periodic reports of receipts and disbursements. In any calendar year in which a regularly scheduled general election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i).

Furthermore, in a non-election year, political committees must file a report covering the period beginning January 1 and ending June 30, which shall be filed no later than July 31, and a report covering July 1 and ending December 31, which shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iv).

The Phoenix Firefighters Local 439 Fire PAC Committee ("the Committee") is a political committee that is not authorized by any candidate. The Committee's 1993 Mid-Year Report was due on July 31, 1993. 2 U.S.C. § 434(a)(4)(A)(iv). The Committee filed the 1993 Mid-Year Report, which disclosed receipts of \$30,770.00 and disbursements of \$33,279.00, on August 12, 1993, 12 days late.

The Committee's 1993 Year End Report was due on January 31, 1994. 2 U.S.C. § 434(a)(4)(A)(iv). On February 26, 1994, the Committee filed its 1993 Year End Report, 26 days late, disclosing receipts of \$37,240.00 and disbursements of \$35,476.00.

Finally, the Committee's 1994 July Quarterly was due on July 15, 1994. 2 U.S.C. § 434(a)(4)(A)(i). On July 28, 1994, the Committee filed its 1994 July Quarterly Report, 13 days late, disclosing receipts of \$12,618.00 and disbursements of \$21,270.00.

Based on the foregoing, there is reason to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to timely file their 1994 July Quarterly Report; and violated 2 U.S.C. § 434(a)(4)(A)(iv) by failing to timely file their 1993 Mid-Year and Year End Reports.

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LAW OFFICES

DeROON & SEYFFER

2929 NORTH 44TH STREET, SUITE 110
PHOENIX, ARIZONA 85018

LOUIS DeROON III, P.C.
RICHARD R. SEYFFER

TELEPHONE
(602) 258-2002

March 10, 1995

CERTIFIED MAIL

FEDERAL ELECTION COMMISSION
Office of the General Counsel
Attention: Lawrence Noble, General Counsel
999 E Street, NW
Washington, D.C. 20463

MAR 11 11 47 AM '95
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Re: MUR 4186
Phoenix Firefighters Local 493
Fire PAC Committee and
Michael Gibson, as treasurer

Dear Mr. Noble:

Thank you for your letter dated February 27, 1995. Please be advised that I represent the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, Treasurer. Enclosed is the original Statement of Designation of Counsel which you have requested.

Attached hereto and incorporated herein by reference is a copy of the United States Mail Certified Receipt P 870-702-719 setting forth that the July 1994 Quarterly Report which was due on July 15, 1994 was in fact mailed to the Federal Election Commission on July 15, 1994 which is deemed the date of filing with the Commission pursuant to U.S.C. § 434(a)(5).

The Respondents are unsure whether they mailed the 1993 Mid-Year Report and the 1993 Year End Report by regular or certified mail. Respondents have been unable to locate certified mail receipts regarding these two reports. Respondents are unsure of the exact date that these two reports were mailed to the Federal Election Commission, however, they submit that they were in substantial compliance with a complex statute by filing accurate reports in a relatively timely manner. A violation, if any, was purely inadvertent.

The Respondents, Phoenix Firefighters, are a small local organization of firemen and emergency medical technicians who take an active part in community service, charity work and in the

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general betterment of the Phoenix Community. Most of their activities are done by unpaid volunteers. Mr. Gibson was the newly elected treasurer at the time of the alleged mailing date/filing date violations. The Respondents are not a sophisticated business organization with full-time paid accounting and compliance staff.

Respondents assure the Commission that in the future they will comply with the filing deadlines required by law by mailing to the Commission on or before the required filing date each and every future report by certified mail return receipt requested since personal delivery to the Commission in Washington, D.C. by the Phoenix Firefighters Local 493 is logistically impractical.

It is respectfully submitted by Respondents that the alleged violations cited are de minimis. The Respondents further submit that they have taken appropriate measures to assure that no future violations occur no matter how minor.

The Respondents, in an effort to expedite the resolution of this matter, offer to enter into negotiations directed toward reaching a Conciliation Agreement in settlement of this matter prior to a finding of probable cause to believe a violation occurred.

In the event that you still desire to expedite the resolution of this matter, through negotiation, directed toward reaching a Conciliation Agreement prior to a finding of probable cause to believe, please write or call me at your earliest convenience.

Sincerely,



Louis DeRoos III

LDR:dab

Enclosure(s): as stated

By: Certified Mail Return Receipt Requested

Article Number P 237 788 195

STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
MAR 14 11 47 AM '95

NO 4186

NAME OF COUNSEL: LOUIS DeROON III

ADDRESS: Law Office of DeRoan & Seyffer
2929 N. 44th Street, Suite 110
Phoenix, AZ 85018

TELEPHONE: (602)258-2002
Facsimile: (602)952-2986

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and other
communications from the Commission and to act on my behalf before
the Commission.

3/9/95
Date

Michael Gibson, Treasurer
Signature

RESPONDENT'S NAME: Phoenix Firefighters Local 493, Michael Gibson as
Treasurer

ADDRESS: 7250 N. 16th Street, #402
Phoenix, AZ 85020

HOME PHONE: _____

BUSINESS PHONE: (602)943-1723

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

APR 10 11 00 AM '95

April 10, 1995

SENSITIVE

Louis DeRoan, Esquire
DeRoan & Seyffer
2929 44th Street, Suite 110
Phoenix, Arizona 85018

RE: MUR 4186
Phoenix Firefighters Local 493 Fire
PAC Committee and
Michael Gibson, as treasurer

Dear Mr. DeRoan:

On April 5, 1995, the Commission determined to reject the counteroffer of the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer ("your clients"). After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that violations have occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

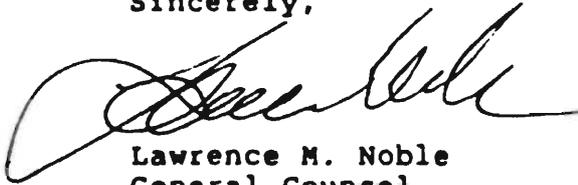
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Louis DeRoon, Esquire
Page 2

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Xavier K. McDonnell, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure: Brief

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Phoenix Firefighters Local) MUR 4186
493 Fire PAC Committee and)
Michael Gibson, as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. § 437g(a)(2). The Commission found reason to believe that the Phoenix Firefighters Local 439 Fire PAC Committee ("the Committee") and Michael Gibson, as treasurer ("respondents") violated 2 U.S.C. § 434(a)(4)(A)(i) and 2 U.S.C. § 434(a)(4)(A)(iv).

II. ANALYSIS

The Federal Election Campaign Act of 1971, as amended, ("the Act") requires treasurers of political committees other than authorized committees of a candidate to file periodic reports of receipts and disbursements. In any calendar year in which a regularly scheduled general election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i).

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In a non-election year, political committees must file a report covering the period beginning January 1 and ending June 30, which shall be filed no later than July 31, and a report covering July 1 and ending December 31, which shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iv).

The Phoenix Firefighters Local 439 Fire PAC Committee is a political committee that is not authorized by any candidate. Michael Gibson is the treasurer of the Committee. The Committee's 1993 Mid-Year Report was due on July 31, 1993. 2 U.S.C. § 434(a)(4)(A)(iv). The Committee filed the 1993 Mid-Year Report, which disclosed receipts of \$30,770.00 and disbursements of \$33,054.46, on August 12, 1993, 12 days late.

The Committee's 1993 Year End Report was due on January 31, 1994. 2 U.S.C. § 434(a)(4)(A)(iv). On February 26, 1994, the Committee filed its 1993 Year End Report, 26 days late, disclosing receipts of \$37,240.00 and disbursements of \$35,476.00.

Finally, the Committee's 1994 July Quarterly was due on July 15, 1994. 2 U.S.C. § 434(a)(4)(A)(i). On July 28, 1994, the Committee filed its 1994 July Quarterly Report, 13 days late, disclosing receipts of \$12,618.00 and disbursements of \$21,270.00. The Committee contends that it filed the 1994 July Quarterly Report by certified mail on July 15, 1994. See 2 U.S.C. § 434(a)(5). However, Commission records indicate that the packet containing that report was postmarked July 28, 1994.

Based on the foregoing, the General Counsel recommends that the Commission find probable cause to believe that the Phoenix

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Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv) by failing to timely file their 1993 Mid-Year and Year End Reports and 2 U.S.C. § 434(a)(4)(A)(i) by failing to timely file their 1994 July Quarterly Report.

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and 2 U.S.C. § 434(a)(4)(A)(iv).

4/7/95
Date


Lawrence M. Noble
General Counsel

95043692161

LAW OFFICES

DeROON & SEYFFER

2929 NORTH 44TH STREET, SUITE 110
PHOENIX, ARIZONA 85018

LOUIS DeROON III, P.C.
RICHARD R. SEYFFER

TELEPHONE
(602) 258-2002

April 14, 1995

FEDERAL ELECTION COMMISSION
Office of the General Counsel
Attention: Lawrence Noble, General Counsel
999 E Street, NW
Washington, D.C. 20463

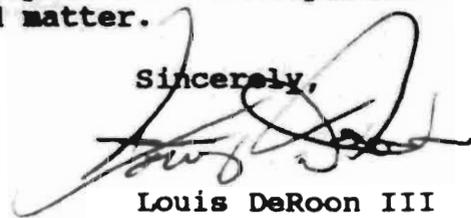
Re: MUR 4186
Phoenix Firefighters Local 493
Fire PAC Committee and
Michael Gibson, as treasurer

APR 17 12 09 PM '95
FEDERAL ELECTION
COMMISSION
OFFICE OF THE GENERAL
COUNSEL

Dear Mr. Noble:

Please find enclosed three copies of the Respondents' Brief
in regard to the above-referenced matter.

Sincerely,



Louis DeRoan III

LDR:dab

Enclosure(s): Respondents' Brief (3) copies

95043692162

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4186
Phoenix Firefighters Local)
493 Fire PAC Committee and)
Michael Gibson, as treasurer,)

RESPONDENTS' BRIEF

I. STATEMENT OF THE CASE

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv) by filing three otherwise completely accurate periodic reports of receipts and disbursements twelve (12), twenty-six (26) and thirteen days (13) late respectively.

II. ANALYSIS

The Respondents, Phoenix Firefighters Local 493 Fire PAC Committee are a small local organization of firemen and emergency medical technicians who take an active part in community service, charity work and in the general betterment of the Phoenix Community. Most of their activities are performed by unpaid volunteers. Mr. Gibson was the newly elected treasurer at the time of the mailing/filing date violations. The Respondents are not a sophisticated business organization with full-time paid accounting and compliance staff.

The Respondents mailed to the Federal Election Commission on July 15, 1994 the July 1994 Quarterly Report which was due on

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July 15, 1994, by certified mail receipt P 870-702-719. However Respondents did not obtain the certified mail receipt marked with the official post office stamp for the reason that this certified mailing was deposited in the United States Mail with other bulk mail as was the normal custom and practice of Respondents.

The Respondents are unsure whether they mailed the 1993 Mid-Year Report and the 1993 Year End Report by regular or certified mail. The Respondents have been unable to locate certified mail receipts regarding these two reports. Respondents are unsure of the exact date that these two reports were mailed to the Federal Election Commission, however, they submit that they were in substantial compliance with the complex statute by filing completely accurate reports in a relatively timely manner.

Respondents respectfully submit that their violations were purely inadvertent. Respondents assure the Commission that in the future they will comply with the filing deadlines required by law by mailing to the Commission on or before the required filing date each and every future report by certified mail return receipt and obtaining on the receipt the official post office cancellation date stamp since personal delivery to the Commission in Washington, D.C., by the Phoenix Firefighters Local 493, is logistically impractical.

Respondents respectfully submit that their violations are de minimis. The Respondents further assure the Commission that they have taken appropriate measures to ensure that no future violations occur, no matter how minor.

Respondents submit that one of Congress' intentions in enacting the Federal Elections statutes was to resolve, through conciliation and negotiation, violations of the Federal Election

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laws through voluntary compliance and that the punishment provisions of the statutes are to be tempered by the seriousness of the violation and the willingness of the violator to correct any unintentional wrongdoing. Respondents further submit that Congress did not intend to discourage participation in the election process by small organizations staffed by local volunteers.

Respondents further submit that they have limited resources and that any penalty assessed by the Commission could only be paid through voluntary donations by individual firefighters who themselves have limited means.

Respondents further submit that it was not the intent of Congress in enacting the Federal Elections statutes to expend precious and limited taxpayer dollars to punish and pursue small volunteer community service organizations for de minimis technical late filings of otherwise completely accurate reports.

III. RESPONDENT'S RECOMMENDATION

Respondent's respectively request that the Commission dismiss this matter as de minimis and not worthy of a finding of probable cause.

4/14/95
Date



Louis DeRoan III,
Attorney for Respondents

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RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION ^{Jan 24} 1 05 PM '95

In the Matter of)
Phoenix Firefighters)
Local 493 Fire PAC Committee and) MUR 4186
Michael Gibson, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On February 21, 1995, the Commission found reason to believe that the Phoenix Firefighters Local 493 Fire PAC Committee ("Committee") and Michael Gibson, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv) by failing to timely file three disclosure reports. On April 10, 1995, Respondents were provided with the General Counsel's Brief in this matter which is incorporated herein by reference. Attached for the Commission's review is Respondents' Reply Brief. Attachment 1. For the reasons stated in our Brief and set forth below, this Office recommends that the Commission find probable cause to believe that the Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv) and approve the attached conciliation agreement.

II. DISCUSSION OF REPLY BRIEF

In their Reply Brief, Respondents reiterate the arguments they have previously made and which were discussed in our last report in this matter. See General Counsel's Report, dated March 29, 1995. Specifically, they maintain that one of the three untimely reports was sent by certified mail to the Commission on the date it was due: July 15, 1994. As noted in our last report,

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however, Commission records indicate that the report was postmarked July 28, 1994. Id. at page 1; see also First General Counsel's Report, dated February 14, 1995, Attachment 1 at page 15.

With respect to the remaining two reports, Respondents claim that such violations were de minimus. They do not contest that they were filed late, however. Moreover, as indicated in prior reports this Committee is a recidivist having failed to timely file disclosure reports in a prior matter: MUR 3722. Given the forgoing, this Office recommends that the Commission find probable cause to believe that the Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv).

III. DISCUSSION OF PROBABLE CAUSE CONCILIATION

IV. RECOMMENDATIONS

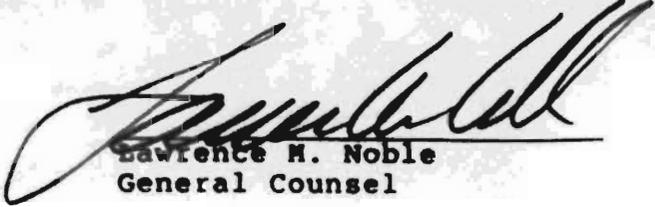
1. Find probable cause to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv).

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2. Approve the attached conciliation agreement with Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer.
3. Approve the appropriate letter.

Date

4/24/95


Lawrence M. Noble
General Counsel

Attachments

1. Reply Brief
2. Conciliation Agreement

Staff Assigned: X. K. McDonnell

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Phoenix Firefighters) MUR 4186
Local 493 Fire PAC Committee and)
Michael Gibson, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 27, 1995, the Commission decided by a vote of 6-0 to take the following actions in MUR 4186:

1. Find probable cause to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv).
2. Approve the conciliation agreement with Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, as recommended in the General Counsel's Report dated April 24, 1995.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated April 24, 1995.

Commissioners Aikens, Elliott, McDonald, McGarry, Potter, and Thomas voted affirmatively for the decision.

Attest:

4-27-95
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat:	Mon.,	Apr. 24, 1995	1:05 p.m.
Circulated to the Commission:	Mon.,	Apr. 24, 1995	4:00 p.m.
Deadline for vote:	Thurs.,	Apr. 27, 1995	4:00 p.m.

lrd

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 28, 1995

Louis DeRoan, Esquire
DeRoan & Seyffer
2929 44'th Street, Suite 110
Phoenix, Arizona 85018

RE: MUR 4186
Phoenix Firefighters Local 493 Fire
PAC Committee and Michael Gibson, as
treasurer

Dear Mr. DeRoan:

On April 27, 1995, the Federal Election Commission found that there is probable cause to believe that Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer ("your clients") violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv) by failing to timely file three disclosure reports.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the check for the civil penalty payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Xavier K. McDonnell, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lawrence M. Noble".

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

95043692170



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20461

July 24, 1995

TWO WAY MEMORANDUM

TO: OGC, Docket
FROM: Rosa E. Swinton
Accounting Technician
SUBJECT: Account Determination for Funds Received

We recently received a check from Phoenix Firefighters Local 493 Fire PAC Unit, check number 1886, dated July 19, 1995, and in the amount of \$3,500.00. Attached is a copy of the check and any correspondence that was forwarded. Please indicate below the account into which it should be deposited, and the MUR number and name.

TO: Rosa E. Swinton
Accounting Technician
FROM: OGC, Docket By aa

In reference to the above check in the amount of \$3,500.00, the MUR number is 4186 and in the name of Phoenix Firefighters Local 493 Fire PAC. The account into which it should be deposited is indicated below:

- Budget Clearing Account (OGC), 95F3875.16
- Civil Penalties Account, 95-1099.160
- Other: _____

Anita Alexander
Signature

7-25-95
Date

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**PHOENIX FIREFIGHTERS LOCAL 493
FIRE PAC COMMITTEE**

FEC NO. C00134678 SEC. OF STATE NO. 88-01460
7250 N. 16TH ST., NO. 402
PHOENIX, AZ 85020

1886

91-7279/3221
00

July 19 1995

PAY
TO THE
ORDER OF

Federal Elections Commission

\$ 3,500 ⁰⁰/₁₀₀

- three thousand five hundred & ⁰⁰/₁₀₀

DOLLARS



Arizona Federal Credit Union
P.O. Box 11990, Phoenix, Arizona 85061

ACH TR 322172797 ACH ACCT 60278

FOR

95043692172



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Sept. 1, 1995

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
SEP 5 11 30 AM '95

TWO WAY MEMORANDUM

TO: OGC Docket

FROM: Rosa E. Swinton Accounting Technician
Leslie D. Brown Disbursement Technician

SUBJECT: Account Determination for Funds Received

We recently received a check from Phoenix Firefighters Local 493 Fire PAC Committee, check number 1896, dated 8-29-95, for the amount of \$ 500.00. A copy of the check and any correspondence is being forwarded. Please indicate below which account the funds should be deposited and give the MUR/Case number and name associated with the deposit.

TO: Rosa E. Swinton Accounting Technician
Leslie D. Brown Disbursement Technician

FROM: OGC Docket DA

SUBJECT: Disposition of Funds Received

In reference to the above check in the amount of \$ 500.00, the MUR/Case number is 4186 and in the name of Phoenix Firefighters Local 493 Fire PAC Com. Place this deposit in the account indicated below:

- Budget Clearing Account (OGC), 95F3875.16
- Civil Penalties Account, 95-1099.160
- Other: _____

Alfred J. Lawson
Signature

9/5/95
Date

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**PHOENIX FIREFIGHTERS LOCAL 493
FIRE PAC COMMITTEE**

FEC NO. C00134676 SEC. OF STATE NO. 88-01460
7250 N. 16TH ST., NO. 402
PHOENIX, AZ 85020

1895

August 29, 1995 91 7279 1721 00

PAY
TO THE
ORDER OF

Federal Elections Committee
Five Hundred

\$ 500⁰⁰

DOLLARS



Arizona Federal Credit Union
P.O. Box 11990, Phoenix, Arizona 85061

ACH TR 322172197 ACH ACCT 04216

FOR _____

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RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

SEP 5 12 33 PM '95

In the Matter of

Phoenix Firefighters)
Local 493 Fire PAC Committee) MUR 4186
and Michael Gibson, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

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II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer.
2. Approve the appropriate letter.
3. Close the file.

Lawrence M. Noble
General Counsel

Date 9/5/95

BY: 
Lois G. Lerner
Associate General Counsel

Attachment

Conciliation Agreement

**Staff Assigned: X.K. McDonnell
Susan Mitchell**

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Phoenix Firefighters Local 493) MUR 4186
Fire PAC Committee and Michael)
Gibson, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 8, 1995, the Commission decided by a vote of 6-0 to take the following actions in MUR 4186:

1. Accept the conciliation agreement with Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer, as recommended in the General Counsel's Report dated September 5, 1995.
2. Approve the appropriate letter, as recommended in the General Counsel's Report dated September 5, 1995.
3. Close the file.

Commissioners Aikens, Elliott, McDonald, McGarry, Potter, and Thomas voted affirmatively for the decision.

Attest:

9-8-95
Date

Delores Hardy
for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Tues., Sept. 05, 1995 12:33 p.m.
Circulated to the Commission: Tues., Sept. 05, 1995 4:00 p.m.
Deadline for vote: Fri., Sept. 08, 1995 4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 13, 1995

Louis DeRoos, Esquire
DeRoos & Seyffer
2929 44th Street, Suite 330
Phoenix, Arizona 85018

RE: MUR 4186
Phoenix Firefighters Local 493 Fire
PAC Committee and
Michael Gibson, as treasurer

Dear Mr. DeRoos:

On September 8, 1995, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your clients' behalf in settlement of violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Xavier K. McDonnell

Xavier K. McDonnell
Attorney

Enclosure
Conciliation Agreement

Celebrating the Commission's 20th Anniversary

YESTERDAY, TODAY AND TOMORROW
DEDICATED TO KEEPING THE PUBLIC INFORMED

95043692178

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4186
Phoenix Firefighters Local 493 Fire)
PAC Committee and)
Michael Gibson, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Phoenix Firefighters Local 493 Fire PAC Committee and Michael Gibson, as treasurer ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. The Phoenix Firefighters Local 493 Fire PAC Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Michael Gibson is the treasurer of the Phoenix Firefighters Local 493 Fire PAC Committee.

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3. The Federal Election Campaign Act of 1971, as amended, ("the Act") requires political committees to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1).

4. In any calendar year in which a regularly scheduled general election is held, all political committees that choose not to file on a monthly basis shall file quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i).

5. In a non election year political committees must file a report covering the period beginning January 1 and ending June 30, which shall be filed no later than July 31, and a report covering the period beginning July 1 and ending December 31, which shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iv).

6. Respondents' 1993 Mid-Year Report was due on July 31, 1993. 2 U.S.C. § 434(a)(A)(4)(iv). Respondents filed their 1993 Mid-Year Report on August 12, 1993, 12 days late, disclosing receipts of \$30,770.00 and disbursements of \$33,279.00.

7. Respondents' 1993 Year End Report was due on January 31, 1994. 2 U.S.C. § 434(a)(4)(A)(iv). Respondents filed their 1993 Year End Report on February 26, 1994, 26 days late, disclosing receipts of \$37,240.00 and disbursements of \$35,476.00.

8. Respondents' 1994 July Quarterly Report was due July 15, 1994. 2 U.S.C. § 434(a)(4)(A)(i). Respondents filed their 1994 July

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Quarterly Report on July 28, 1994, 13 days late, disclosing receipts of \$12,618.00 and disbursements of \$21,270.00.

V. The Phoenix Firefighters Local 493 Fire PAC Committee was the respondent in MUR 3722, a matter which also involved a violation of 2 U.S.C. § 434(a)(4)(A)(i). MUR 3722 was settled by a conciliation agreement that was executed on January 25, 1993.

VI. Respondents did not file timely reports, in violation of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv).

VII. Respondents contend that they mailed the 1994 July Quarterly Report on July 15, 1994, via certified mail receipt number P 870-702-719. However, Commission records indicate the Report was sent by certified mail on July 28, 1994.

VIII. Respondents contend that the failure to timely file reports was not a knowing and willful violation of the Act. Respondents assure the Commission that in the future they will comply with the filing deadlines required by law by mailing to the Commission on or before the required filing date each and every report by certified mail return receipt and obtaining on the receipt the official post office cancellation date stamp.

IX. Respondents will pay a civil penalty to the Federal Election Commission in the amount of four thousand dollars (\$4,000.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

X. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this

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agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

XI. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

XII. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XIII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: *Lois G. Lerner*
Lois G. Lerner
Associate General Counsel

Date 9/12/95

FOR THE RESPONDENTS:

Ruth C. ...
Name: _____
Position _____

Date 8/29/95

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4186

DATE FILMED 10/27/95 CAMERA NO. 2

CAMERAMAN ESS

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