

FEDERAL ELECTION COMMISSION



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FEC RELEASES ONE COMPLIANCE CASE

WASHINGTON -- The Federal Election Commission has made public its final action on one matter previously under review (MUR). This release contains only summary information. Closed files should be thoroughly read for details, including the FEC's legal analysis of the case. (Please see footnote at the end of this release.) Closed MUR files are available in the Public Records Office.

1. MUR 3164

RESPONDENTS: (a) Sean D. McDevitt (ID)
(b) McDevitt for Congress, Bruna M. McDevitt, treasure (ID)
(c) Thomas J. McDevitt (ID)
(d) Bruna M. McDevitt (ID)
(e) Draft McDevitt for Congress, Thomas J. McDevitt, treasurer (ID)
(f) Little Red Hen, Inc., Thomas J. McDevitt, president. Sean D. McDevitt, vice president (ID)
(g) Charles T. McDevitt (ID)
(h) Daniel B. McDevitt (ID)
(i) James P. McDevitt (ID)
(j) First Interstate Bank of Idaho, N.A. (ID)

COMPLAINANT: Conley D. Ward, Chairman, Idaho State Democratic Party (ID)

SUBJECT: Excessive contributions, in-kind corporate contributions, failure to register and report timely, failure to report contribution, bank loan

DISPOSITION: (a-f) Conciliation Agreement: \$10,000 civil penalty* [(b) also required to refund \$3,400 of unrefunded excessive contributions, reimburse \$2,220.91 of unreimbursed corporate contribution, and amend report to show \$2,781.26 contribution]
(g-i) No reason to believe*
(a&j) No probable cause to believe* [re: bank loan]

*There are four administrative stages to the FEC enforcement process:

1. Receipt of proper complaint
2. "Reason to believe" stage
3. "Probable cause" stage
4. Conciliation stage

It takes the votes of at least four of the six Commissioners to take any action. The FEC can close a case at any point after reviewing a complaint. If a violation is found and conciliation cannot be reached, then the FEC can institute a civil court action against a respondent.

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