



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1389

DATE SCANNED 8/3/05

SCANNER NO. 1

SCAN OPERATOR JAL

25092580183



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2005 APR 22 A 11:46

April 21, 2005

**MEMORANDUM**

**SENSITIVE**

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON  
STAFF DIRECTOR

ROBERT J. COSTA  
DEPUTY STAFF DIRECTOR

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION – 2004 YEAR  
END REPORT FOR THE ADMINISTRATIVE  
FINES PROGRAM

Attached is a list of political committees and their treasurers who failed to file, or failed to timely file, the 2004 Year End Report in accordance with 2 U.S.C. 434(a). On December 27, 2004, Prior Notice was sent to all political committees and their treasurers, informing them that the Year End Report was due on January 31, 2005.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days after the due date, or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties included on the report provided.

**Recommendation**

- (1) Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
- (2) Send the appropriate mailgrams.

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FEDERAL ELECTION COMMISSION 2003-2004  
Reason to Believe Circulation Report  
2004 YEAR END

DATE 04/21/2005

PAGE: 1

AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS
COMMITTEE ID	TREASURER					
RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY				CIVIL MONEY PENALTY
AF01343	MAC COLLINS FOR SENATE	GA	COLLINS, MICHAEL ALLEN (MAC)			
C00387340	WANDA TSCHUDY	\$3,717,747	No	0		\$1,475
02/07/2005	7	\$135,999				
AF01344	JOHN KENNEDY FOR US SENATE INC	LA	KENNEDY, JOHN NEELY			
C00396044	WILLIAM C POTTER	\$3,839,653	No	0		\$560
02/18/2005	18	\$46,040				
AF01345	CHASE COMMITTEE	MA	CHASE, KENNETH G			
C00399527	NAZMUL HUQ	\$128,567	No	0		\$100
02/10/2005	10	\$6,710				
AF01346	AL GREEN FOR CONGRESS	TX	GREEN, ALEXANDER			
C00396028	WILLIAM A LAWSON	\$1,759,017	No	0		\$3,300
03/01/2005	29	\$75,472				

FEDERAL ELECTION COMMISSION 2003-2004  
 Reason to Believe Circulation Report  
 2004 YEAR END

DATE 04/21/2005

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AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER						
RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY					
AF01349	CAMPBELL FOR SENATE	CA	CAMPBELL, TOM		No	2	
C00350942	CHARLES P ZAHIL	\$606,652					\$5,250
Not Filed		\$86,664 (est)					
AF01350	SITTER FOR CONGRESS	CO	SITTER, DOUGLAS RICHARD		No	1	
C00392027	BRAD TAFOYA	\$124,706					\$312
04/06/2005	Not Filed	\$275					
AF01353	SAULL FOR SENATE	FL	SAULL, KAREN		No	0	
C00401398	ALICE THORNTON STANLEY	\$1,726,176					\$11,500
Not Filed		\$863,088 (est)					
AF01354	CLAY FOR CONGRESS.COM	GA	CLAY, CHARLES COMMANDER		No	0	
- C00388280	Thomas Rogers	\$2,339,483					\$250
03/21/2005	Not Filed	\$3,389					

FEDERAL ELECTION COMMISSION 2003-2004  
 Reason to Believe Circulation Report  
 2004 YEAR END

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AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER			LEVEL OF ACTIVITY			
RECEIPT DATE	DAYS LATE						
AF01356	SCOTT FOR CONGRESS	LA	SCOTT, JOHN WYETH		No	0	\$2,700
C00403659	STEPHEN R FURR	\$298,104		\$74,526 (est)			
Not Filed							
AF01358	JOHN MCKINNIS FOR CONGRESS INC	MD	MCKINNIS, JOHN R II		No	0	\$900
C00391268	WILLIAM L CALLAHAN	\$186,933		\$26,704 (est)			
Not Filed							
AF01359	FRIENDS OF PAUL DEWEESE FOR CONGRESS	MI	DEWEESE, PAUL		No	0	\$3,500
C00386623	KEVIN BROWNLOW	\$609,319		\$87,045 (est)			
Not Filed							
AF01361	SMITH FOR CONGRESS LLC	MO	SMITH, MARK		No	0	\$2,700
-C00389759	HENRY F LUEPKE	\$445,286		\$74,214 (est)			
Not Filed							

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FEDERAL ELECTION COMMISSION 2003-2004  
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2004 YEAR END

DATE 04/21/2005  
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AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER						
RECEIPT DATE	DAYS LATE			LEVEL OF ACTIVITY			

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FEDERAL ELECTION COMMISSION 2003-2004  
Reason to Believe Circulation Report  
2004 YEAR END

DATE 04/21/2005  
PAGE: 5

AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	PREVIOUS VIOLATIONS
COMMITTEE ID	TREASURER	THRESHOLD AMOUNT	SENSITIVE	CIVIL MONEY PENALTY
RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY		

AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER			LEVEL OF ACTIVITY			
RECEIPT DATE	DAYS LATE						
AF01376	COMMITTEE TO ELECT WILLIAM VADEN FOR CONGRESS	TX	VADEN, WILLIAM R				
C00394692	WILLIAM ROSS VADEN			\$100,208	No	0	\$500
Not Filed				\$16,701 (est)			
AF01380	EMPIRE DISTRICT ELECTRIC COMPANY PAC	MO					
C00208249	JAY WILLIAMS			\$120,535	No	0	\$200
03/02/2005	30			\$6,334			
AF01381	INTERNATIONAL CHIROPRACTORS ASSOCIATION-PAC VA						
C00329920	GARY WALSEMANN			\$116,397	No	0	\$520
02/16/2005	16			\$28,082			

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FEDERAL ELECTION COMMISSION 2003-2004  
 Reason to Believe Circulation Report  
 2004 YEAR END  
 DATE 04/21/2005  
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AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER	LEVEL OF ACTIVITY	RECEIPT DATE	DAYS LATE	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS
AF01382	MCKENNA LONG AND ALDRIDGE LLP PAC	GA					
C00391383	EDGAR H SIMS	\$136,785		No	0		\$155
02/11/2005	11	\$21,000					
AF01385	U S IMMIGRATION REFORM PAC	DC					
C00253906	WILLIAM W CHIP	\$340,071		No	0		\$135
02/22/2005	22	\$3,275					
AF01387	SOUTHEAST ANESTHESIA ASSOCIATES PAC	NC					
C00306878	H ARTHUR MCCULLOCH MD	\$246,375		No	1		\$375
03/23/2005	Not Filed	\$6,990					
AF01388	COLONIAL BANCGROUP INC FEDERAL PAC	AL					
- C00309526	HARLAN PARRISH	\$141,709		No	3		\$1,575
Not Filed		\$35,427 (est)					

FEDERAL ELECTION COMMISSION 2003-2004 DATE 04/21/2005  
 Reason to Believe Circulation Report PAGE: 8  
 2004 YEAR END

AF #	COMMITTEE NAME	STATE	CANDIDATE NAME	THRESHOLD AMOUNT	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
COMMITTEE ID	TREASURER			LEVEL OF ACTIVITY			
RECEIPT DATE	DAYS LATE						
AF01389	CONGRESSIONAL BLACK CAUCUS PAC	DC					
C00147512	Arthur R. Collins			\$136,080 (est)	No	5	\$10,125
AF01391	PLUMBERS LOCAL 519 PAC	FL					
C00143362	PHIL TRUCKS JR			\$130,725	No	0	\$250
03/28/2005	Not Filed			\$3,737			



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**SENSITIVE**

DATE & TIME OF TRANSMITTAL: Friday, April 22, 2005 12:00

BALLOT DEADLINE: Wednesday, April 27, 2005 4:00

COMMISSIONER: MASON, McDONALD, SMITH, THOMAS, TONER, WEINTRAUB

SUBJECT: **Reason to Believe Recommendation –2004 Year End Report for the Administrative Fines Program. Memorandum from the Assistant Staff Director Reports Analysis Division dated April 21, 2005.**

- ( ) I approve the recommendation(s)
- ( ) I object to the recommendation(s)
- ( ) I approve the recommendations except those following to which I object (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I approve the recommendations except those following in which I abstain (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I approve the recommendations except those following in which I am recused (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I am not voting on this tally.

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the Commission Secretary. Please return ballot no later than date and time shown above.

DATE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

25092580193

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Reason To Believe Recommendation - 2004 )  
 Year End Report for the Administrative )  
 Fines Program: )

MAC COLLINS FOR SENATE, and ) AF# 1343  
 WANDA TSCHUDY as treasurer; )  
 JOHN KENNEDY FOR US SENATE INC, ) AF# 1344  
 and WILLIAM C POTTER as treasurer; )  
 CHASE COMMITTEE, and NAZMUL ) AF# 1345  
 HUQ as treasurer; )  
 AL GREEN FOR CONGRESS, and ) AF# 1346  
 WILLIAM A LAWSON as treasurer; )

CAMPBELL FOR SENATE, and ) AF# 1349  
 CHARLES P ZAHL as treasurer; )  
 SITTER FOR CONGRESS, and BRAD ) AF# 1350  
 TAFOYA OF BROWN WHEELDON )  
 TAFOYA & as treasurer; )

SAULL FOR SENATE, and ALICE ) AF# 1353  
 THORNTON STANLEY as treasurer; )

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CLAY FOR CONGRESS.COM, and ) AF# 1354  
Thomas Rogers as treasurer;

SCOTT FOR CONGRESS, and STEPHEN ) AF# 1356  
R FURR as treasurer; )

JOHN MCKINNIS FOR CONGRESS INC, ) AF# 1358  
and WILLIAM L CALLAHAN as treasurer; )

FRIENDS OF PAUL DEWEESE FOR ) AF# 1359  
CONGRESS, and KEVIN BROWNLOW )  
as treasurer; )

SMITH FOR CONGRESS LLC, and ) AF# 1361  
HENRY F LUEPKE as treasurer; )

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COMMITTEE TO ELECT WILLIAM ) AF# 1376  
 (WILLIE) VADEN FOR CONGRESS, and )  
 WILLIAM ROSS VADEN as treasurer; )

EMPIRE DISTRICT ELECTRIC ) AF# 1380  
 COMPANY POLITICAL ACTION )  
 COMMITTEE, and JAY WILLIAMS as )  
 treasurer; )  
 INTERNATIONAL CHIROPRACTORS ) AF# 1381  
 ASSOCIATION-POLITICAL ACTION )  
 COMMITTEE, and TIMOTHY E MENG )  
 as treasurer; )  
 MCKENNA LONG AND ALDRIDGE ) AF# 1382  
 LLP POLITICAL ACTION COMMITTEE, )  
 and EDGAR H SIMS as treasurer; )

U S IMMIGRATION REFORM PAC, and ) AF# 1385  
 WILLIAM W CHIP as treasurer; )

SOUTHEAST ANESTHESIA ) AF# 1387  
 ASSOCIATES POLITICAL ACTION )  
 COMMITTEE, and H ARTHUR )  
 MCCULLOCH MD as treasurer; )

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COLONIAL BANCGROUP INC	)	AF# 1388
FEDERAL POLITICAL ACTION	)	
COMMITTEE (COLONIAL FED PAC),	)	
and GLENDA ALLRED as treasurer;	)	
CONGRESSIONAL BLACK CAUCUS	)	AF# 1389
POLITICAL ACTION	)	
COMMITTEE(CBC-PAC), and Arthur R.	)	
Collins as treasurer;	)	

PLUMBERS LOCAL 519 POLITICAL	)	AF# 1391
ACTION COMMITTEE, and PHIL	)	
TRUCKS JR as treasurer;	)	

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on April 27, 2005 the Commission took the following actions on the Reason To Believe Recommendation - 2004 Year End Report for the Administrative Fines Program as recommended in the Reports Analysis Division's Memorandum dated April 21, 2005, on the following committees:

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Federal Election Commission  
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AF#1343 Decided by a vote of 5-0 to: (1) find reason to believe that MAC COLLINS FOR SENATE, and WANDA TSCHUDY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1344 Decided by a vote of 5-0 to: (1) find reason to believe that JOHN KENNEDY FOR US SENATE INC, and WILLIAM C POTTER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1345 Decided by a vote of 5-0 to: (1) find reason to believe that CHASE COMMITTEE, and NAZMUL HUQ as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1346 Decided by a vote of 5-0 to: (1) find reason to believe that AL GREEN FOR CONGRESS, and WILLIAM A LAWSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1349 Decided by a vote of 5-0 to: (1) find reason to believe that CAMPBELL FOR SENATE, and CHARLES P ZAHL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated

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on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1350 Decided by a vote of 5-0 to: (1) find reason to believe that SITTER FOR CONGRESS, and BRAD TAFOYA OF BROWN WHEELDON TAFOYA & as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1353 Decided by a vote of 5-0 to: (1) find reason to believe that SAULL FOR SENATE, and ALICE THORNTON STANLEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1354 Decided by a vote of 5-0 to: (1) find reason to believe that CLAY FOR CONGRESS.COM, and Thomas Rogers as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

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Federal Election Commission  
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AF#1356 Decided by a vote of 5-0 to: (1) find reason to believe that SCOTT FOR CONGRESS, and STEPHEN R FURR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1358 Decided by a vote of 5-0 to: (1) find reason to believe that JOHN MCKINNIS FOR CONGRESS INC, and WILLIAM L CALLAHAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1359 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF PAUL DEWEESE FOR CONGRESS, and KEVIN BROWNLOW as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1361 Decided by a vote of 5-0 to: (1) find reason to believe that SMITH FOR CONGRESS LLC, and HENRY F LUEPKE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

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Federal Election Commission  
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AF#1376 Decided by a vote of 5-0 to: (1) find reason to believe that COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS, and WILLIAM ROSS VADEN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1380 Decided by a vote of 5-0 to: (1) find reason to believe that EMPIRE DISTRICT ELECTRIC COMPANY POLITICAL ACTION COMMITTEE, and JAY WILLIAMS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1381 Decided by a vote of 5-0 to: (1) find reason to believe that INTERNATIONAL CHIROPRACTORS ASSOCIATION-POLITICAL ACTION COMMITTEE, and TIMOTHY E MENG as treasurer violated 2 U.S.C. 434(a) and make

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a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1382 Decided by a vote of 5-0 to: (1) find reason to believe that MCKENNA LONG AND ALDRIDGE LLP POLITICAL ACTION COMMITTEE, and EDGAR H SIMS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1385 Decided by a vote of 5-0 to: (1) find reason to believe that U S IMMIGRATION REFORM PAC, and WILLIAM W CHIP as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1387 Decided by a vote of 5-0 to: (1) find reason to believe that SOUTHEAST ANESTHESIA ASSOCIATES POLITICAL ACTION COMMITTEE, and H ARTHUR MCCULLOCH MD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report;

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(2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1388 Decided by a vote of 5-0 to: (1) find reason to believe that COLONIAL BANGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC), and GLENDA ALLRED as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1389 Decided by a vote of 5-0 to: (1) find reason to believe that CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE(CBC-PAC), and Arthur R. Collins as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

AF#1391 Decided by a vote of 5-0 to: (1) find reason to believe that PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE, and PHIL TRUCKS JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner did not vote.

Attest:

April 27, 2005  
 Date

Mary W. Dove  
 Mary W. Dove  
 Secretary of the Commission

25092580205

**WESTERN  
UNION**

CONFIRMATION OF CMGM

WESTERN UNION COMMERCIAL SERVICES  
TC:ARTHUR R. COLLINS  
CONGRESSIONAL BLACK CAUCUS POLITICAL ACT  
509 C ST NE  
WASHINGTON DC 20002-5809FEDERAL ELECTION COMMISSION  
DAYNA BROWN  
999 E ST NW # 709  
WASHINGTON DC 20463

APRIL 28, 2005

ARTHUR R. COLLINS  
CONGRESSIONAL BLACK CAUCUS POLITICAL ACT  
509 C STREET NE  
WASHINGTON DC 20002C00147512  
AF#: 1389

DEAR ARTHUR R. COLLINS:

THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED ("THE ACT"), REQUIRES THAT YOUR COMMITTEE FILE A YEAR END REPORT OF RECEIPTS AND DISBURSEMENTS EVERY CALENDAR YEAR. THIS REPORT, COVERING THE PERIOD THROUGH DECEMBER 31ST, SHALL BE FILED NO LATER THAN JANUARY 31ST. 2 U.S.C. 434(A). YOU WERE PREVIOUSLY NOTIFIED OF THE DUE DATE FOR THIS REPORT. RECORDS AT THE FEDERAL ELECTION COMMISSION ("FEC") INDICATE THAT THIS REPORT WAS NOT FILED WITHIN THIRTY (30) DAYS OF THE DUE DATE. YOU SHOULD FILE THIS REPORT IF YOU HAVE NOT ALREADY DONE SO.

THE ACT WAS FURTHER AMENDED IN 1999 TO PERMIT THE FEC TO IMPOSE CIVIL MONEY PENALTIES FOR VIOLATIONS OF THE REPORTING REQUIREMENTS OF 2 U.S.C. 434(A). 2 U.S.C. 437G(A)(4). ON 04/27/2005, THE FEC FOUND THAT THERE IS REASON TO BELIEVE ("RTB") THAT CONGRESSIONAL BLACK CAUCUS POLITICAL ACT AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) BY FAILING TO FILE TIMELY THIS REPORT ON OR BEFORE JANUARY 31ST. BASED ON THE FEC'S SCHEDULES OF CIVIL MONEY PENALTIES AT 11 C.F.R. 111.43, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE IS \$10125. IT IS DUE BY 06/06/2005 AND IS BASED ON THESE FACTORS:

ELECTION SENSITIVITY OF REPORT: NOT ELECTION SENSITIVE  
LEVEL OF ACTIVITY: \$136080  
NUMBER OF DAYS LATE: NOT FILED  
NUMBER OF PREVIOUS CIVIL MONEY PENALTIES ASSESSED: 5TO PAY THE CALCULATED CIVIL MONEY PENALTY  
TO PAY THE CALCULATED CIVIL MONEY PENALTY, SEND THE ENCLOSED

**WESTERN  
UNION**

WESTERN UNION COMMERCIAL SERVICES

REMITTANCE AND YOUR PAYMENT TO THE FEC AT THE ADDRESS ON PAGE 3.  
UPON RECEIPT OF YOUR PAYMENT, THE FEC WILL SEND YOU A FINAL  
DETERMINATION LETTER.

TO CHALLENGE THE RTB FINDING AND/OR CALCULATED CIVIL MONEY PENALTY  
TO CHALLENGE THE RTB FINDING AND/OR CALCULATED CIVIL MONEY  
PENALTY, YOU MUST SUBMIT A WRITTEN RESPONSE, INCLUDING THE AF# FOUND  
ON PAGE ONE, TO THE FEC'S OFFICE OF ADMINISTRATIVE REVIEW, 999 E  
STREET, NW, WASHINGTON, DC 20463. YOUR RESPONSE MUST BE RECEIVED  
BY 06/06/2005. YOUR WRITTEN RESPONSE MUST INCLUDE THE REASON(S) WHY  
YOU ARE CHALLENGING THE RTB FINDING AND/OR CALCULATED CIVIL MONEY  
PENALTY. THE FEC WILL ONLY CONSIDER CHALLENGES THAT ARE BASED ON A  
FACTUAL ERROR, MISCALCULATION OF THE CALCULATED CIVIL MONEY PENALTY  
BY THE FEC, OR THE EXISTENCE OF EXTRAORDINARY CIRCUMSTANCES THAT  
PERSISTED FOR MORE THAN 48 HOURS THAT WERE BEYOND YOUR CONTROL AND  
PREVENTED YOU FROM FILING THE REPORT IN A TIMELY MANNER. YOUR  
RESPONSE MUST INCLUDE THE FACTUAL BASIS SUPPORTING THE REASON(S) AND  
SUPPORTING DOCUMENTATION. THE FEC STRONGLY ENCOURAGES THAT DOCUMENTS  
BE SUBMITTED IN THE FORM OF AFFIDAVITS OR DECLARATIONS. EXAMPLES OF  
CIRCUMSTANCES THAT WILL NOT BE CONSIDERED EXTRAORDINARY INCLUDE, BUT  
ARE NOT LIMITED TO, NEGLIGENCE, PROBLEMS WITH VENDORS OR  
CONTRACTORS, STAFF ILLNESS, COMPUTER FAILURES AND SIMILAR  
CIRCUMSTANCES. 11 C.F.R. 111.35(3)(1)(III) AND (4).

YOUR FAILURE TO RAISE AN ARGUMENT IN A TIMELY FASHION DURING THE  
ADMINISTRATIVE PROCESS SHALL BE DEEMED A WAIVER OF YOUR RIGHT TO  
PRESENT SUCH ARGUMENT IN A PETITION TO THE DISTRICT COURT UNDER 2  
U.S.C. 437G. 11 C.F.R. 111.38.

IF YOU INTEND TO BE REPRESENTED BY COUNSEL, PLEASE ADVISE THE  
OFFICE OF ADMINISTRATIVE REVIEW. YOU SHOULD PROVIDE, IN WRITING,  
THE NAME, ADDRESS AND TELEPHONE NUMBER OF YOUR COUNSEL AND AUTHORIZE  
COUNSEL TO RECEIVE NOTIFICATIONS AND COMMUNICATIONS RELATING TO THIS  
CHALLENGE AND IMPOSITION OF THE CALCULATED CIVIL MONEY PENALTY.

IF YOU DO NOT PAY THE CALCULATED CIVIL MONEY PENALTY OR SUBMIT A  
CHALLENGE

IF YOU DO NOT PAY THE CALCULATED CIVIL MONEY PENALTY OR SUBMIT A  
WRITTEN RESPONSE, THE FEC WILL ASSUME THAT THE PRECEDING FACTUAL  
ALLEGATIONS ARE TRUE AND MAKE A FINAL DETERMINATION THAT  
CONGRESSIONAL BLACK CAUCUS POLITICAL ACT AND YOU, AS TREASURER,  
VIOLATED 2 U.S.C. 434(A) AND ASSESS A CIVIL MONEY PENALTY.

UNPAID CIVIL MONEY PENALTIES ASSESSED THROUGH THE ADMINISTRATIVE  
FINE REGULATIONS WILL BE SUBJECT TO THE DEBT COLLECTION ACT OF  
1982("DCA") AS AMENDED BY THE DEBT COLLECTION IMPROVEMENT ACT OF  
1996, 31 U.S.C. 3701 ET SEQ. THE FEC MAY TAKE ANY AND ALL  
APPROPRIATE ACTION AUTHORIZED AND REQUIRED BY THE DCA, AS AMENDED,  
INCLUDING TRANSFER TO THE U.S. DEPARTMENT OF THE TREASURY FOR  
COLLECTION. 11 C.F.R. 111.45.

THIS MATTER WAS GENERATED BASED ON INFORMATION ASCERTAINED BY  
THE FEC IN THE NORMAL COURSE OF CARRYING OUT ITS SUPERVISORY  
RESPONSIBILITIES. 2 U.S.C. 437G(A)(2). IT WILL REMAIN CONFIDENTIAL  
IN ACCORDANCE WITH 2 U.S.C. 437G(A)(4)(B) AND 437G(A)(12)(A) UNTIL  
IT IS PLACED ON THE PUBLIC RECORD IN ACCORDANCE WITH 11 C.F.R.  
111.42, UNLESS YOU NOTIFY THE FEC IN WRITING THAT YOU WISH THE  
MATTER TO BE MADE PUBLIC.

25092580207

**WESTERN  
UNION**

WESTERN UNION COMMERCIAL SERVICES

ADDITIONAL INFORMATION ON THE FEC'S ADMINISTRATIVE FINE PROGRAM, INCLUDING THE FINAL REGULATIONS, IS LOCATED AT THE FEC'S WEBSITE AT WWW.FEC.GOV. IF YOU HAVE QUESTIONS REGARDING THE PAYMENT OF THE CALCULATED CIVIL MONEY PENALTY, PLEASE CONTACT DAYNA C. BROWN IN THE REPORTS ANALYSIS DIVISION AT OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT, PRESS 5) OR (202)694-1130. IF YOU HAVE QUESTIONS REGARDING THE SUBMISSION OF A CHALLENGE, PLEASE CONTACT THE OFFICE OF ADMINISTRATIVE REVIEW AT OUR TOLL FREE NUMBER (800)424-9530 (PRESS 0, THEN EXT. 1660) OR (202)694-1660.

SINCERELY,

SCOTT E. THOMAS  
CHAIRMAN

\* \* \* \* \*  
ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT RTB IS \$10125 FOR THE 2004 YEAR-END REPORT.

PLEASE MAIL THIS REMITTANCE WITH A CHECK OR MONEY ORDER MADE PAYABLE TO THE FEDERAL ELECTION COMMISSION TO THE FOLLOWING ADDRESS:  
FEDERAL ELECTION COMMISSION  
P.O. BOX 952182  
ST. LOUIS, MO 63195-2182

IF YOU CHOOSE TO SEND YOUR REMITTANCE AND PAYMENT BY COURIER OR OVERNIGHT DELIVERY, PLEASE USE THIS ADDRESS:  
U.S. BANK - GOVERNMENT LOCKBOX  
FEC #952182  
1005 CONVENTION PLAZA  
ST. LOUIS, MO 63101

THE REMITTANCE AND YOUR PAYMENT ARE DUE BY 06/06/2005. UPON RECEIPT OF YOUR REMITTANCE AND PAYMENT, THE FEC WILL SEND YOU A FINAL DETERMINATION LETTER.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT  
-----

FOR: CONGRESSIONAL BLACK CAUCUS POLITICAL ACT

FEC ID#: C00147512

AF#: 1389

PAYMENT DUE DATE: 06/06/2005

PAYMENT AMOUNT DUE: \$10125

250925803080



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463



RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT


June 16, 2005 7: A 9: 32  
2005 JUN 17

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON  
STAFF DIRECTOR   
ROBERT J. COSTA  
DEPUTY STAFF DIRECTOR 

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

SUBJECT: ADMINISTRATIVE FINES FINAL DETERMINATION  
RECOMMENDATION FOR THE 2004 YEAR END REPORT

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at the RTB stage for failure to file the 2004 Year End Report. The first list represents committees that have paid the civil money penalties and the second list represents the committees that have not paid. The committees that have not paid have been given at least forty (40) days from the date of the RTB notification to remit payment.

In accordance with 11 C.F.R. §111.34 and 11 C.F.R. §111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information one of the committees that paid the fine assessed at RTB will require a refund. Scott for Congress (AF #1356) filed the Year End Report after the RTB finding. The report disclosed a lower level of activity than reported at the time of RTB, thereby lowering the civil money penalty from \$2,700 to \$250. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund of \$2,450.

Additionally, the civil money penalties for two committees have been reduced to \$0. Saull for Senate (AF #1353) and John McKinnis for Congress Inc. (AF #1358) each filed the Year End Report after the RTB finding, disclosing zero activity.

25092580209

**RAD Recommendation**

- (1) Make final determinations that the political committees and their treasurers on the attached lists violated 2 U.S.C. §434(a) and assess the civil money penalties so indicated.
- (2) Send the appropriate mailgrams.
- (3) Issue a \$2,450 refund to Scott for Congress (AF #1356).

25092580210

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**COMMITTEES THAT HAVE PAID**

FEDERAL ELECTION COMMISSION 2005-2006  
FINAL DETERMINATION CIRCULATION REPORT

AF #	COMMITTEE NAME	COMMITTEE ID	TREASURER	STATE	REPORT TYPE	PREVIOUS VIOLATIONS	AMOUNT PAID
CANDIDATE NAME	LEVEL OF ACTIVITY	DATE PAID	DATE PAID	DATE PAID	DATE PAID	DATE PAID	DATE PAID
RECEIPT DATE	CIVIL MONEY PENALTY	PAID	PAID	PAID	PAID	PAID	PAID
REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE	REASON TO BELIEVE DATE
AF1343	MAC COLLINS FOR SENATE	C00387340	WANDA TSCHUDY	GA	2004 YEAR-END	0	\$1,475
	COLLINS, MICHAEL ALLEN (MAC)	\$135,999					
	02/07/2005	\$1,475		06/01/2005			
	04/27/2005						
AF1344	JOHN KENNEDY FOR US SENATE INC.	C00396044	WILLIAM C POTTER	LA	2004 YEAR-END	0	\$560
	KENNEDY, JOHN NEELY	\$46,040					
	02/18/2005	\$560		05/09/2005			
	04/27/2005						
AF1345	CHASE COMMITTEE	C00399527	NAZMUL HUQ	MA	2004 YEAR-END	0	\$100
	CHASE, KENNETH G	\$6,710					
	02/10/2005	\$100		06/10/2005			
	04/27/2005						
AF1349	CAMPBELL FOR SENATE	C00350942	CHARLES P ZAHL	CA	2004 YEAR-END	2	\$5,250
	CAMPBELL, TOM	\$86,664 (est)					
	Not Filed	\$5,250		06/10/2005			
	04/27/2005						
AF1350	SITTER FOR CONGRESS	C00392027	BRAD TAFOYA OF BROWN WHEELDON TAFOYA &	CO	2004 YEAR-END	1	\$312
	SITTER, DOUGLAS RICHARD	\$275					
	04/06/2005	\$312		05/11/2005			
	04/27/2005						
AF1354	CLAY FOR CONGRESS.COM	C00388280	Thomas Rogers	GA	2004 YEAR-END	0	\$250
	CLAY, CHARLES COMMANDER	\$3,323					
	03/21/2005	\$250		06/06/2005			
	04/27/2005						
AF1356	SCOTT FOR CONGRESS	C00403659	STEPHEN R FURR	LA	2004 YEAR-END	0	\$2,700
	SCOTT, JOHN WYETH	\$2,222					
	04/21/2005	\$250		06/07/2005			
	04/27/2005						
AF1359	FRIENDS OF PAUL DEWEESE FOR CONGRESS	C00386623	KEVIN BROWNLOW	MI	2004 YEAR-END	0	\$3,500
	DEWEESE, PAUL	\$87,045					
	05/04/2005	\$3,500		06/07/2005			
	04/27/2005						
AF1361	SMITH FOR CONGRESS LLC	C00389759	HENRY F LUEPKE	MO	2004 YEAR-END	0	\$250
	SMITH, MARK	\$1,268					
	05/11/2005	\$250		06/09/2005			
	04/27/2005						
AF1376	COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS	C00394692	WILLIAM ROSS VADEN	TX	2004 YEAR-END	0	\$500
	VADEN, WILLIAM R	\$16,701 (est)					
	Not Filed	\$500		06/06/2005			
	04/27/2005						

25092580213

DATE 06/15/2005  
PAGE: 2

FEDERAL ELECTION COMMISSION 2005-2006  
FINAL DETERMINATION CIRCULATION REPORT  
PAID

AF #	CANDIDATE NAME	RECIPT DATE	COMMITTEE NAME	COMMITTEE ID	TREASURER	STATE	REPORT TYPE	PREVIOUS VIOLATIONS	DATE PAID	AMOUNT PAID
AF1380	EMPIRE DISTRICT ELECTRIC COMPANY	03/02/2005	POLITICAL ACTION COMMITTEE	C00208249	JAY WILLIAMS	MO	2004 YEAR-END	0	06/01/2005	\$200
		04/27/2005			\$6,334					
					\$200					
AF1382	MCKENNA LONG AND ALDRIDGE LLP	02/11/2005	POLITICAL ACTION COMMITTEE	C00391383	EDGAR H SIMS	GA	2004 YEAR-END	0	06/06/2005	\$155
		04/27/2005			\$21,000					
					\$155					
AF1387	SOUTHEAST ANESTHESIA ASSOCIATES	03/23/2005	POLITICAL ACTION COMMITTEE	C00306878	H ARTHUR MCCULLOCH MD	NC	2004 YEAR-END	1	06/09/2005	\$375
		04/27/2005	Not Filed		\$6,990					
					\$375					
AF1388	COLONIAL BANGROUP INC	Not Filed	FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC	C00309526	HARLAN PARRISH	AL	2004 YEAR-END	3	06/10/2005	\$1,575
		04/27/2005			\$35,427 (est)					
					\$1,575					
AF1391	PLUMBERS LOCAL 519	Not Filed	POLITICAL ACTION COMMITTEE	C00143362	PHIL TRUCKS JR	FL	2004 YEAR-END	0	05/10/2005	\$250
		03/28/2005			\$3,737					
		04/27/2005			\$250					

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**COMMITTEES THAT HAVE NOT PAID**

FEDERAL ELECTION COMMISSION 2005-2006  
FINAL DETERMINATION CIRCULATION REPORT  
NOT PAID

AF #	CANDIDATE NAME	RECEIPT DATE	RTB DATE	COMMITTEE NAME	COMMITTEE ID	TREASURER	STATE	PREVIOUS VIOLATIONS	REPORT TYPE
		DAYS LATE	RTB PENALTY	LEVEL OF ACTIVITY		DAYS SINCE RTB		FINAL CIVIL MONEY PENALTY	

AF1346	AL GREEN FOR CONGRESS GREEN, ALEXANDER	03/01/2005	29		C00396028	WILLIAM A LAWSON	TX	0	2004 YEAR-END
			04/27/2005		\$3,300	\$75,472			\$3,300

AF1353	SAULL FOR SENATE SAULL, KAREN	05/13/2005	Not Filed		C00401398	ALICE THORNTON STANLEY	FL	0	2004 YEAR-END
			04/27/2005		\$11,500	\$0			\$0

AF1358	JOHN MCKINNIS FOR CONGRESS INC MCKINNIS, JOHN R II	04/28/2005	Not Filed		C00391268	WILLIAM L CALLAHAN	MD	0	2004 YEAR-END
			04/27/2005		\$900	\$0			\$0







FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**SENSITIVE**

DATE & TIME OF TRANSMITTAL: Friday, June 17, 2005 12:00

BALLOT DEADLINE: Wednesday, June 22, 2005 4:00

COMMISSIONER: MASON, McDONALD, SMITH, THOMAS, TONER, WEINTRAUB

SUBJECT: **Administrative Fines Final Determination Recommendation For The 2004 Year End Report. Memorandum from the Assistant Staff Director, Reports Analysis Division dated June 17, 2005.**

- ( ) I approve the recommendation(s)
- ( ) I object to the recommendation(s)
- ( ) I approve the recommendations except those following to which I object (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I approve the recommendations except those following in which I abstain (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I approve the recommendations except those following in which I am recused (please insert AF#)  
\_\_\_\_\_  
\_\_\_\_\_
- ( ) I am not voting on this tally.

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the Commission Secretary. Please return ballot no later than date and time shown above.

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

25092580218

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Administrative Fines Final Determination )  
 Recommendation for the 2004 Year End )  
 Report.: )

SAULL FOR SENATE, and ALICE ) AF# 1353  
 THORNTON STANLEY as treasurer; )

JOHN MCKINNIS FOR CONGRESS INC, ) AF# 1358  
 and WILLIAM L CALLAHAN as treasurer; )

25092580219

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

25092580220

U S IMMIGRATION REFORM PAC, and	)	AF# 1385
WILLIAM W CHIP as treasurer;	)	
CONGRESSIONAL BLACK CAUCUS	)	AF# 1389
POLITICAL ACTION	)	
COMMITTEE(CBC-PAC), and Arthur R.	)	
Collins as treasurer;	)	

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

Page 3

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on June 23, 2005 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2004 Year End Report. as recommended in the Reports Analysis Division's Memorandum dated June 23, 2005, on the following committees:

AF#1353 Decided by a vote of 6-0 to: (1) make a final determination that SAULL FOR SENATE, and ALICE THORNTON STANLEY as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092580221

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

Page 4

AF#1358 Decided by a vote of 6-0 to: (1) make a final determination that JOHN MCKINNIS FOR CONGRESS INC, and WILLIAM L CALLAHAN as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092580222

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

25092580223

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

Page 6

AF#1385 Decided by a vote of 6-0 to: (1) make a final determination that U S IMMIGRATION REFORM PAC, and WILLIAM W CHIP as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1389 Decided by a vote of 6-0 to: (1) make a final determination that CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE(CBC-PAC), and Arthur R. Collins as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgram. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092580224

Federal Election Commission  
Certification for Administrative Fines  
June 23, 2005

Attest:

June 23 2005  
Date

Mary W. Dove  
Mary W. Dove  
Secretary of the Commission

25092580225

**WESTERN  
UNION**

CONFIRMATION OF CMGM

TO: ARTHUR R. COLLINS

WESTERN UNION COMMERCIAL SERVICES  
CONGRESSIONAL BLACK CAUCUS POLITICAL ACT  
509 C ST NE  
WASHINGTON DC 20002-5809FEDERAL ELECTION COMMISSION  
DAYNA BROWN  
999 E ST NW # 709  
WASHINGTON DC 20463

JUNE 24, 2005

ARTHUR R. COLLINS  
CONGRESSIONAL BLACK CAUCUS POLITICAL ACT  
509 C STREET NE  
WASHINGTON DC 20002C00147512  
AF# 1389

DEAR ARTHUR R. COLLINS,

ON 04/27/2005, THE FEDERAL ELECTION COMMISSION ("FEC") FOUND REASON TO BELIEVE ("RTB") THAT CONGRESSIONAL BLACK CAUCUS POLITICAL ACT AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) FOR FAILING TO FILE THE 2004 YEAR-END REPORT. BY MAILGRAM DATED 04/28/2005, THE FEC SENT YOU NOTIFICATION OF THE RTB FINDING THAT INCLUDED A CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE OF 10125 IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43. WITHIN 40 DAYS OF THE FEC'S RTB FINDING, YOU WERE REQUIRED TO EITHER TRANSMIT PAYMENT OF THE CALCULATED CIVIL MONEY PENALTY OR SUBMIT A WRITTEN RESPONSE CHALLENGING EITHER THE RTB FINDING OR THE CALCULATED CIVIL MONEY PENALTY. YOU MUST ALSO FILE THE 2004 YEAR-END REPORT IF YOU HAVE NOT ALREADY DONE SO.

THE FEC DID NOT RECEIVE PAYMENT OF THE CALCULATED CIVIL MONEY PENALTY OR YOUR WRITTEN RESPONSE WITHIN THE TIME PERMITTED. THEREFORE, THE FEC MADE A FINAL DETERMINATION ON 06/23/2005 THAT YOU, AS TREASURER, AND CONGRESSIONAL BLACK CAUCUS POLITICAL ACT VIOLATED 2 U.S.C. 434(A) AND ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF 10125 IN ACCORDANCE WITH 11 C.F.R. 111.43. THE CIVIL MONEY PENALTY IS BASED ON THESE FACTORS:

ELECTION SENSITIVITY OF REPORT: NOT ELECTION SENSITIVE

LEVEL OF ACTIVITY: \$136080

NUMBER OF PREVIOUS VIOLATIONS: 5      NUMBER OF DAYS LATE: NOT FILED

TO PAY THE CIVIL MONEY PENALTY

TO PAY THE CIVIL MONEY PENALTY, SEND THE ENCLOSED FORM AND YOUR PAYMENT TO THE ADDRESS ON PAGE 3 WITHIN 30 DAYS OF RECEIPT OF THIS

**WESTERN  
UNION**

WESTERN UNION COMMERCIAL SERVICES

LETTER.

**IF YOU DO NOT PAY THE CIVIL MONEY PENALTY**

UNPAID CIVIL MONEY PENALTIES ASSESSED THROUGH THE ADMINISTRATIVE FINE REGULATIONS WILL BE SUBJECT TO THE DEBT COLLECTION ACT OF 1982 ("DCA"), AS AMENDED BY THE DEBT COLLECTION IMPROVEMENT ACT OF 1996 ("DCIA"), 31 U.S.C. 3701 ET SEQ. IF YOU DO NOT PAY THIS DEBT WITHIN 30 DAYS (OR FILE A WRITTEN PETITION TO A FEDERAL DISTRICT COURT - SEE BELOW), THE FEC WILL TRANSFER THE DEBT TO THE U.S. DEPARTMENT OF THE TREASURY ("TREASURY") FOR COLLECTION. WITHIN 5 DAYS OF ITS TRANSFER TO TREASURY, TREASURY WILL CONTACT THE DEBTOR AND REQUEST PAYMENT. TREASURY CURRENTLY CHARGES A FEE OF 18% OF THE CIVIL MONEY PENALTY FOR ITS COLLECTION SERVICES. THE FEE WILL BE ADDED TO THE AMOUNT OF THE CIVIL MONEY PENALTY THAT YOU OWE. SHOULD TREASURY ATTEMPTS FAIL, TREASURY WILL TRANSFER THE DEBT TO A PRIVATE COLLECTION AGENCY ("PCA"). IF THE DEBT IS REFERRED TO A PCA, THE TREASURY AND PCA COLLECT A FEE OF 28% OF THE CIVIL MONEY PENALTY AMOUNT WHICH WILL BE ADDED TO THE AMOUNT OF THE CIVIL MONEY PENALTY.

IF THE DEBT REMAINS UNPAID, TREASURY MAY RECOMMEND THAT THE FEC REFER THE MATTER TO THE DEPARTMENT OF JUSTICE FOR LITIGATION.

**IF YOU CHOOSE TO APPEAL THE FINAL DETERMINATION OR CIVIL MONEY PENALTY**

IF YOU CHOOSE TO APPEAL THE FINAL DETERMINATION, YOU SHOULD SUBMIT A WRITTEN PETITION, WITHIN 30 DAYS OF RECEIPT OF THIS LETTER, TO THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT IN WHICH THE COMMITTEE OR YOU RESIDE, OR TRANSACT BUSINESS, REQUESTING THAT THE FINAL DETERMINATION BE MODIFIED OR SET ASIDE. SEE 2 U.S.C. 437G(A)(4)(C)(III). YOUR FAILURE TO RAISE AN ARGUMENT IN A TIMELY FASHION DURING THE ADMINISTRATIVE PROCESS SHALL BE DEEMED A WAIVER OF THE RESPONDENT RIGHT TO PRESENT SUCH ARGUMENT IN A PETITION TO THE DISTRICT COURT UNDER 2 U.S.C. 437G. 11 C.F.R. 111.38.

THE CONFIDENTIALITY PROVISIONS AT 2 U.S.C. 437G(A)(12) NO LONGER APPLY AND THIS MATTER IS NOW PUBLIC. THE FILE WILL BE MADE A PART OF THE PUBLIC RECORD PURSUANT TO 11 C.F.R. 111.42(B). ALTHOUGH THE FILE MUST BE PLACED ON THE PUBLIC RECORD WITHIN THIRTY (30) DAYS FROM THE DATE OF THE COMMISSION NOTIFICATION, THIS COULD OCCUR AT ANYTIME FOLLOWING CERTIFICATION OF THE COMMISSION VOTE.

IF YOU HAVE ANY QUESTIONS REGARDING THE PAYMENT OF THE CIVIL MONEY PENALTY, PLEASE CONTACT DAYNA BROWN AT FEDERAL ELECTION COMMISSION, 999 E ST., NW, WASHINGTON, DC 20463, OR OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT, PRESS 5) OR (202)694-1130.

SINCERELY,

SCOTT E. THOMAS  
CHAIRMAN**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43, THE CIVIL MONEY PENALTY IS 10125 FOR THE

25092580227

**WESTERN  
UNION**

WESTERN UNION COMMERCIAL SERVICES

2004 YEAR-END REPORT.

THIS PENALTY SHOULD BE PAID BY CHECK OR MONEY ORDER MADE PAYABLE TO THE FEDERAL ELECTION COMMISSION. IT SHOULD BE SENT BY MAIL TO:

FEDERAL ELECTION COMMISSION  
PO BOX 952182  
ST. LOUIS, MO 63195-2182

IF YOU CHOOSE TO SEND YOUR PAYMENT BY COURIER OR OVERNIGHT DELIVERY, PLEASE USE THIS ADDRESS:

U.S. BANK - GOVERNMENT LOCKBOX  
FEC #952182  
1005 CONVENTION PLAZA  
ST. LOUIS, MO 63101

THE FORM AND PAYMENT ARE DUE WITHIN 30 DAYS OF RECEIPT OF THIS LETTER.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: CONGRESSIONAL BLACK CAUCUS POLITICAL ACT

FEC ID: C00147512

AF#: 1389

PAYMENT AMOUNT DUE: 10125

25092580228

SUBSEQUENT TO THE JUNE 16, 2005 MEMORANDUM TO THE COMMISSION IN WHICH THEY WERE LISTED AS NOT HAVING PAID, THE COMMITTEE IN THE FOLLOWING CASE HAS PAID ADMINISTRATIVE FINES:

1389

25092580229

QUALITY IS OUR PRIORITY FOR LOCKBOX 2182  
SEQ# 002 \$ 0001012500 BA# 1 06-28-05 20 3

25092580230



<b>CONGRESSIONAL BLACK CAUCUS PAC</b>		Bank of America ACH R/T 054001204	1103
[REDACTED]			15-120/540 DC 6710
			6/23/2005
PAY TO THE ORDER OF	Federal Election Commission		\$ 10,125.00
Ten Thousand One Hundred Twenty-Five and 00/100*****			DOLLARS
Federal Election Commission 999 E Street Northwest Washington, DC 20463			
MEMO	FEC # C00147512 Civil Money Penalty 2004 Year E		[Signature]
[REDACTED]			



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1389

DATE SCANNED 8/3/05

SCANNER NO. 1

SCAN OPERATOR GAED

25092580231