



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1392

DATE SCANNED 8/16/05

SCANNER NO. 1

SCAN OPERATOR S.E.G

25092580512



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 6, 2005

SENSITIVE

MEMORANDUM

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 – ROBINSON
FOR CONGRESS - FAILURE TO FILE 48-HOUR NOTICES
UNDER THE ADMINISTRATIVE FINE PROGRAM

2005 MAY -9 A 9:40

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

Attached is the name of a principal campaign committee that has failed to file 48-hour notices with the Commission for contributions of \$1,000 or more received from the close of books for the 12 Day Pre-Runoff Report up to 48 hours before the August 17, 2004 North Carolina Fifth (5th) District Runoff Election in accordance with 2 U.S.C. 434(a)(6) and 11 C.F.R. § 104.5(f). The Robinson for Congress committee represents a candidate who lost the district five (5) Runoff Election and failed to file 48-hour notices for contributions totaling \$32,700.00.

On June 14, 2004, Prior Notice was sent to the committee which included a section detailing the requirements for filing 48-hour notices. The section read as follows:

“Notices are required if the committee receives contributions **(including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of loans to the candidate or committee)** of \$1,000 or more, during the period of July 29 through August 14, 2004. The notices must reach the appropriate federal and state filing offices within 48 hours of the committee’s receipt of the contribution(s).”

A 48-hour notice is required to report all contributions of a \$1,000.00 or more, to any authorized committee of a candidate, including contributions from the candidate,

25092580513

loans from the candidate and other non-bank sources and endorsements or guarantees of loans from banks, as per, 11 C.F.R § 104.5(f).

We have attached an information sheet which includes the name, date of receipt and amount of the contribution for which a 48-hour notice was not filed.

In accordance with the schedule of civil money penalties outlined within 11 C.F.R §111.44, this committee should be assessed the civil money penalty so indicated.

Recommendation

1. Find reason to believe that Robinson for Congress and Emily Cummins, Treasurer, violated 2 U.S.C. 434(a)(6) and make a preliminary determination that a civil money penalty of \$4,170.00 be assessed.
2. Send the appropriate mailgram.

Attachment

25092580514

Contributions for Which a 48-Hour Notice Was Not Received

AF 1392

Committee ID: C00386359

Committee Name: Robinson for Congress

Report Type: October Quarterly Report (7/29/04-09/30/04)

48-Hour Reporting Period: 7/29/04 – 8/14/04

Contributor		Date	Amount
JOHNSON	DR. DANIEL H JR.	7/30/04	\$1,000.00
GELMAN	MR. LAWRENCE R. JR.	8/2/04	\$1,500.00
CONNER	WILLIAM II	8/4/04	\$1,000.00
WOLFE	MS. BETTY K .	8/4/04	\$1,000.00
HARTWELL	MR. ROBERT V.	8/5/04	\$1,000.00
HOSPELHORN	MS. JANE	8/5/04	\$1,000.00
YAKES	DR. WAYNE F.	8/5/04	\$2,000.00
CLENDENIN	MR. GREGORY A.	8/9/04	\$1,000.00
MARTIN	MR. GARY C.	8/9/04	\$2,000.00
MOORE	KYLE R.	8/9/04	\$1,000.00
PHILLIPS	MR. TERRY	8/9/04	\$1,000.00
SPENCER	MR. THOMAS	8/9/04	\$2,000.00
THOMASSON	MR. JAMES W.	8/9/04	\$1,000.00
WILLOUGHBY	MR. BARRY B.	8/9/04	\$1,500.00
WOODHILL	JAMES MR.	8/10/04	\$1,200.00
CARTER	E. T.	8/11/04	\$1,000.00
LYNCH	MR. PATRICK E.	8/11/04	\$3,000.00
PILALAS	CHRISTOPHER S.	8/11/04	\$1,000.00
COPELAND	MR. LAMMOT JR.	8/12/04	\$1,000.00
KELSEY	MR. VAN R.	8/12/04	\$1,000.00
MARTIN	MS. JUDITH B.	8/12/04	\$2,000.00
MANDT	RICHARD	8/13/04	\$2,000.00
THOMPSON	MR. JAMES C.	8/13/04	\$1,000.00
WARD	MARSHALL D.	8/13/04	\$1,500.00
		Total	\$32,700.00

Proposed Civil Money Penalty: \$4,170.00

25092580515



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Monday, May 09, 2005 11:00

BALLOT DEADLINE: Thursday, May 12, 2005 4:00

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

SUBJECT: **Reason to Believe Recommendation – AF #1392 Robinson for Congress - Failure to File 48-Hour Notices under the Administrative Fine Program. Memorandum from the Assistant Staff Director Reports Analysis Division dated May 6, 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

25092580516

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Reason to Believe Recommendation -) AF #1392
 Robinson for Congress - Failure to File)
 48-Hour Notices under the)
 Administrative Fine Program)

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on May 12, 2005, the Commission decided by a vote of 6-0 to take the following actions in AF #1392:

1. Find reason to believe that Robinson for Congress and Emily Cummins, Treasurer, violated 2 U.S.C. 434(a)(6) and make a preliminary determination that a civil money penalty of \$4,170.00 be assessed.
2. Send the appropriate mailgram.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

May 12, 2005
 Date

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

25092580517


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CONFIRMATION OF CMGM

 WESTERN UNION COMMERCIAL SERVICES
 TC:EMILY CUMMINS
 ROBINSON FOR CONGRESS
 PO BOX 272
 WINSTON-SALEM NC 27102-0272

 CHRIS RITCHIE
 FEDERAL ELECTION COMMISSION
 999 E ST NW
 WASHINGTON DC 20463

MAY 13, 2005

 EMILY CUMMINS
 ROBINSON FOR CONGRESS
 P.O. BOX 272
 WINSTON-SALEM, NC 27102

 C00386359
 AF# 1392

DEAR EMILY CUMMINS,

THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED ("THE ACT"), REQUIRES PRINCIPAL CAMPAIGN COMMITTEES OF CANDIDATES FOR FEDERAL OFFICE TO NOTIFY IN WRITING EITHER THE SECRETARY OF THE SENATE OR THE FEDERAL ELECTION COMMISSION ("FEC"), AND THE SECRETARY OF STATE, AS APPROPRIATE, OF ANY CONTRIBUTION OF \$1,000 OR MORE, RECEIVED BY ANY AUTHORIZED COMMITTEE OF THE CANDIDATE AFTER THE 20TH DAY, BUT MORE THAN 48 HOURS BEFORE, ANY ELECTION. THE ACT FURTHER REQUIRES NOTIFICATION TO BE MADE WITHIN 48 HOURS AFTER THE RECEIPT OF THE CONTRIBUTION AND TO INCLUDE THE NAME OF THE CANDIDATE AND OFFICE SOUGHT, THE DATE OF RECEIPT, THE AMOUNT OF THE CONTRIBUTION, AND THE IDENTIFICATION OF THE CONTRIBUTOR. THE NOTIFICATION OF THESE CONTRIBUTIONS SHALL BE IN ADDITION TO ALL OTHER REPORTING REQUIREMENTS. 2 U.S.C. 434(A). YOU WERE PREVIOUSLY NOTIFIED OF THE REQUIREMENT TO FILE THESE NOTICES. RECORDS AT THE FEC INDICATE THAT YOU DID NOT SUBMIT 48-HOUR NOTICES FOR CONTRIBUTIONS OF \$1,000 OR MORE, RECEIVED BETWEEN 07/29/2004 AND 08/14/2004, TOTALING \$ 32,700.00.

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 05/12/05, THE FEC FOUND THAT THERE IS REASON TO BELIEVE ("RTB") THAT ROBINSON FOR CONGRESS AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) BY FAILING TO FILE THE 48-HOUR NOTICES. BASED ON THE FEC'S SCHEDULE OF CIVIL MONEY PENALTIES AT 11 C.F.R. 111.44, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE IS \$4,170.00. SEND YOUR PAYMENT BY 06/20/05. THE AMOUNT OF THE CIVIL MONEY PENALTY IS \$100 FOR EACH


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NON-FILED NOTICE PLUS 10 PERCENT OF THE DOLLAR AMOUNT OF THE CONTRIBUTIONS NOT TIMELY REPORTED. THE CIVIL MONEY PENALTY INCREASES BY 25 PERCENT FOR EACH PRICE VIOLATION.

TO PAY THE CALCULATED CIVIL MONEY PENALTY

TO PAY THE CALCULATED CIVIL MONEY PENALTY, SEND THE ENCLOSED REMITTANCE AND YOUR PAYMENT TO THE FEC AT THE ADDRESS ON PAGE THREE. UPON RECEIPT OF THE REMITTANCE AND 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 TO THE FEC'S OFFICE OF ADMINISTRATIVE REVIEW, 999 E STREET, NW, WASHINGTON, DC 20463. YOUR RESPONSE MUST BE RECEIVED BY 06/20/05. 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 48-HOUR NOTICE(S) 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(b)(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 ROBINSON FOR CONGRESS 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


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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.

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 BROWN IN THE REPORTS ANALYSIS DIVISION AT OUR TOLL FREE NUMBER (800)424-9530 (PRESS 1, THEN PRESS 2) 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 PAYMENT INSTRUCTIONS

IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.44, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT RTB IS \$4,170.00

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

SEND YOUR REMITTANCE AND YOUR PAYMENT BY 06/20/05. UPON RECEIPT OF YOUR REMITTANCE AND PAYMENT, THE COMMISSION WILL SEND YOU A LETTER OF FINAL DETERMINATION.

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PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: ROBINSON FOR CONGRESS

FEC ID#: C00386359

AF#: 1392

PAYMENT DATE: 06/20/05

PAYMENT AMOUNT DUE: \$4,170.00

25092580521

CONTRIBUTIONS FOR WHICH 48-HOUR NOTICES WERE NOT RECEIVED

COMMITTEE ID#: C00386359

COMMITTEE NAME: ROBINSON FOR CONGRESS

REPORT TYPE: OCTOBER QUARTERLY REPORT (7/29/04-9/30/04)

48-HOUR REPORTING PERIOD: 7/29/04-8/14/04

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CONTRIBUTOR		DATE	AMOUNT
JOHNSON,	DR. DANIEL H JR.	7/30/04	\$1,000.00
GELMAN,	MR. LAWRENCE R. JR.	8/02/04	\$1,500.00
CONNER,	WILLIAM II	8/04/04	\$1,000.00
WOLFE,	MS. BETTY K.	8/04/04	\$1,000.00
HARTWELL,	MR. ROBERT V.	8/05/04	\$1,000.00
HOSPELHORN,	MS. JANE	8/05/04	\$1,000.00
YAKES,	DR. WAYNE F.	8/05/04	\$2,000.00
CLENDENIN,	MR. GREGORY A.	8/09/04	\$1,000.00
MARTIN,	MR. GARY C.	8/09/04	\$2,000.00
MOORE,	KYLE R.	8/09/04	\$1,000.00
PHILLIPS,	MR. TERRY	8/09/04	\$1,000.00
SPENCER,	MR. THOMAS	8/09/04	\$2,000.00
THOMASSON,	MR. JAMES W.	8/09/04	\$1,000.00
WILLOUGHBY,	MR. BARRY B.	8/09/04	\$1,500.00
WOODHILL,	JAMES MR.	8/10/04	\$1,200.00
CARTER,	E. T.	8/11/04	\$1,000.00
LYNCH,	MR. PATRICK E.	8/11/04	\$3,000.00
PILALAS,	CHRISTOPHER S.	8/11/04	\$1,000.00
COPELAND,	MR. LAMMOT JR.	8/12/04	\$1,000.00
KELSEY,	MR. VAN R.	8/12/04	\$1,000.00
MARTIN,	MS. JUDITH B.	8/12/04	\$2,000.00
MANDT,	RICHARD	8/13/04	\$2,000.00
THOMPSON,	MR. JAMES C.	8/13/04	\$1,000.00
WARD,	MARSHALL D.	8/13/04	\$1,500.00
	TOTAL		\$32,700.00

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2005 JUL -1 A 10: 16
June 29, 2005

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON
STAFF DIRECTOR

ROBERT J. COSTA *for RJC*
DEPUTY STAFF DIRECTOR

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

SUBJECT: ADMINISTRATIVE FINES FINAL DETERMINATION
RECOMMENDATION- ROBINSON FOR CONGRESS FOR
FAILURE TO FILE 48-HOUR NOTICES

Attached is the name of a principal campaign committee, Robinson for Congress, and its treasurer against which the Commission has found reason to believe (RTB) and assessed a proposed civil money penalty calculated at RTB for failure to file 48-hour notices for the 2004 North Carolina Fifth (5th) District Runoff Election. The committee failed to provide 48-hour notices for contributions which totaled \$32,700.00. The committee paid the civil money penalty of \$4,170.00 on June 1, 2005.

In accordance with 11 CFR 111.34, the Commission shall send a final determination notice to a respondent that has paid the civil money penalty.

RAD Recommendation

- (1) Make a final determination that the political committee and its treasurer on the attached report violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated.
- (2) Send the appropriate mailgram.

25092580523

25092580524

DATE 06/29/2005
PAGE: 1

FEDERAL ELECTION COMMISSION 2005-2006
FINAL DETERMINATION CIRCULATION REPORT
PAID

AF #	CANDIDATE NAME	RECEIPT DATE	COMMITTEE NAME	TREASURER	STATE	PREVIOUS VIOLATIONS	REPORT TYPE	AMOUNT PAID
AF1392	ROBINSON FOR CONGRESS	10/16/2004	ROBINSON, VERNON LUCIUS	EMILY CUMMINS	NC	0	2004 48 HOUR NOTIFICATION	\$4,170
		05/12/2005		\$0		06/01/2005		

REASON TO BELIEVE DATE
Not Filed

CIVIL MONEY PENALTY

AMOUNT PAID



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME TRANSMITTED: Friday, July 01, 2005 12:00

RETURN TO COMMISSION SECRETARY BY: Thursday, July 14, 2005 4:00

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

SUBJECT: **AF Final Determination Recommendation-Robinson For Congress For Failure To File 48-Notices. Memorandum from the Assistant Staff Director, Reports Analysis Division dated June 29, 2005.**

I approve the recommendation(s)

I object to the recommendation(s)

I am recused from voting

COMMENTS: _____

DATE: _____

SIGNATURE: _____

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.

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

25092580525

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Administrative Fines Final Determination) AF #1392
 Recommendation - Robinson For)
 Congress For Failure To File 48-Hour)
 Notices.)

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on July 14, 2005, the Commission decided by a vote of 6-0 to take the following actions in AF #1392:

1. Make a final determination that Robinson for Congress and Vernon Lucius Robinson, treasurer violated 2 U.S.C. 434(a) assess the civil money penalty of \$4,170.
2. Send the appropriate mailgram.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

July 14 2005
 Date

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

25092580526

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CONFIRMATION OF MAILGRAM TO: EMILY CUMMINS
 ROBINSON FOR CONGRESS
 PO BOX 272
 WINSTON-SALEM NC 27102-0272

DAYNA BROWN
 FEDERAL ELECTION COMMISSION
 999 E ST NW # 709
 WASHINGTON DC 20463

JULY 15, 2005

EMILY CUMMINS
 ROBINSON FOR CONGRESS
 P.O. BOX 272
 WINSTON-SALEM, NC 27102

C00386359
 AF#: 1392

DEAR EMILY CUMMINS:

ON 05/12/2005, THE FEDERAL ELECTION COMMISSION ("THE COMMISSION") FOUND REASON TO BELIEVE ("RTB") THAT ROBINSON FOR CONGRESS AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) FOR FAILING TO FILE 48-HOUR NOTICES FOR CONTRIBUTIONS OF \$1,000 OR MORE, RECEIVED BETWEEN 07/29/2004 AND 08/14/2004, TOTALING \$32,700. BY MAILGRAM DATED 05/13/2005, THE COMMISSION SENT YOU NOTIFICATION OF THE RTB FINDING THAT INCLUDED A CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE OF \$4,170 IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.44.

ON 06/01/2005, THE COMMISSION RECEIVED PAYMENT OF YOUR CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE. THEREFORE, THE COMMISSION MADE A FINAL DETERMINATION ON 07/14/2005 THAT YOU, AS TREASURER, AND ROBINSON FOR CONGRESS VIOLATED 2 U.S.C. 434(A), ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$4,170 IN ACCORDANCE WITH 11 C.F.R. 111.44, AND VOTED TO CLOSE THE FILE.

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 THIS MATTER, PLEASE CONTACT DAYNA BROWN ON OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT, PRESS 5) OR (202)694-1130.

SINCERELY,

SCOTT E. THOMAS



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CHAIRMAN

25092580528

PAGE 4

116488000315

WESTERN UNION
MAILGRAM
Messaging Services



Send your remittance and your payment by 06/20/05. Upon receipt of your remittance and payment, the Commission will send you a letter of final determination.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: ROBINSON FOR CONGRESS

FEC ID#: C00386359

AF#: 1392

PAYMENT DATE: 06/20/05

PAYMENT AMOUNT DUE: \$4,170.00

QUALITY IS OUR PRIORITY FOR LOCKBOX 2182
SEQ# 003 \$ 0000417000 BA# 1 06-01-05 20 9

25092580529

usbancorp.
The Star Network Computer

ROBINSON FOR CONGRESS		1484
[REDACTED]		06-21/630 BRANCH 77879
DATE <u>May 28, 2005</u>		
PAY TO THE ORDER OF	<u>U.S. Treasury</u>	\$4,170.00
<u>four thousand one hundred seventy and 00/100</u>		DOLLARS
WACHOVIA Wachovia Bank, N.A. wachovia.com		#C00386359
FOR	<u>civil penalty</u>	<u>[Signature]</u>
[REDACTED]		



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1392

DATE SCANNED 8/16/05

SCANNER NO. 1

SCAN OPERATOR S.E.G

25092580530