



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1509

DATE SCANNED 6/11/07

SCANNER NO. 1

SCAN OPERATOR ESS

27092602403



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2006 SEP 25 P 4: 46
September 25, 2006

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK
STAFF DIRECTOR *ml*

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

SUBJECT: ADMINISTRATIVE FINE PROGRAM
REASON TO BELIEVE RECOMMENDATION -
2006 JULY QUARTERLY REPORT

Attached is a list of political committees and their treasurers who either failed to file or failed to timely file, the 2006 July Quarterly Report in accordance with 2 U.S.C. 434(a). On June 21, 2006, Prior Notice was sent to all authorized and unauthorized committees and their treasurers, informing them that the July Quarterly Report was due on July 15, 2006. The July Quarterly Report is required to cover the time frame from April 1, 2006 through June 30, 2006.

The committees listed in the attached RTB Circulation Report either failed to file the report or filed the report more than five (5) days after the due date. In accordance with the schedule of civil money penalties located within 11 CFR §111.43, these committees should be assessed the civil money penalties highlighted on the attached report.

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 Reason to Believe letters to the committees.

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Federal Election Commission
Reason to Believe Circulation Report
2006 JULY QUARTERLY Non Election Sensitive 07/15/2006

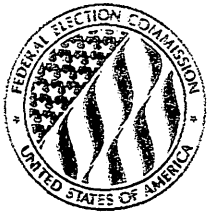
| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | Penalty |
|------|--------------|------------------------------------------------------------------------------|------------------------------|--------------------------|----------------|----|--------------|-----------|-----------------|------------|
| 1495 | C00422972 | ANDERSON FOR CONGRESS | ANDERSON, WOODROW WILSON III | MELINDA MILLIGAN WALLACE | \$306,442.00 | 0 | 8/2/2006 | 18 | \$306,442 | \$5,100.00 |
| 1496 | C00351031 | ASIAN AMERICAN ACTION FUND (AAA FUND) | IRENE BUENO | IRENE BUENO | \$130,383.00 | 0 | 7/25/2006 | 10 | \$75,472 | \$1,400.00 |
| 1498 | C00417253 | CITIZENS TO ELECT PHILLIP JACKSON | JACKSON, PHILLIP | KIRSTEN ROKKE | \$162,828.00 | 0 | | Not Filed | \$54,276 (est) | \$2,700.00 |
| 1500 | C00418368 | COMMITTEE TO ELECT MATT MILLER | MILLER, MATT | DONEISERLING | \$175,146.00 | 0 | 7/23/2006 | 8 | \$54,428 | \$900.00 |
| 1502 | C00127811 | FLORIDA CONGRESSIONAL COMMITTEE | | FORREST B RAFFEL | \$174,115.00 | 0 | 8/14/2006 | 30 | \$28,260 | \$800.00 |
| 1503 | C00409433 | FRIENDS FOR DIX | DIX, WILLIAM CLARK | MATT GRONEWALD | \$1,566,591.00 | 0 | 9/21/2006 | Not Filed | \$536,513 | \$9,500.00 |
| 1504 | C00415927 | GILLILAND FOR CONGRESS | GILLILAND, BRIAN SCOTT | BRIAN GILLILAND | \$122,047.00 | 1 | | Not Filed | \$30,512 (est) | \$1,125.00 |
| 1505 | C00136689 | IBEW 349 ELECTRO - PAC | | BRIAN RAPPAPORT | \$294,176.00 | 0 | 8/8/2006 | 24 | \$48,494 | \$680.00 |
| 1507 | C00418954 | KISER 4 CONGRESS | KISER, KRIS | CLYDE GLENN JONES | \$292,436.00 | 0 | | Not Filed | \$292,436 (est) | \$8,000.00 |
| 1508 | C00406769 | LIBERTY PA PAC | | TROY M CASSEL | \$412,134.00 | 0 | 7/23/2006 | 8 | \$67,160 | \$900.00 |
| 1509 | C00426643 | MARK G FLANAGAN FOR CONGRESS | FLANAGAN, MARK GREGORY | RICHARD W WOOD | \$176,501.00 | 0 | 7/26/2006 | 11 | \$176,501 | \$2,450.00 |
| 1510 | C00421685 | MARK HUNT FOR CONGRESS | HUNT, MARK ALLEN | JOSEPH F SMITH | \$416,542.00 | 0 | 7/30/2006 | 15 | \$135,592 | \$2,475.00 |
| 1511 | C00001180 | MICHIGAN DOCTORS POLITICAL ACTION COMMITTEE - MICHIGAN STATE MEDICAL SOCIETY | | SCOTT GOLDBERG | \$148,797.00 | 1 | | Not Filed | \$44,219 (est) | \$1,125.00 |

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2006 JULY QUARTERLY Non Election Sensitive 07/15/2006 H_S_P_UNAUTH

9/25/2006 4:03 PM

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | Penalty |
|------|--------------|----------------------------------------------------------------------------------------------------|----------------------|--------------------------|----------------|----|--------------|-----------|-----------------|------------|
| 1512 | C00376384 | MONROE COUNTY DEMOCRATIC COMMITTEE | | LEIGH KEGERREIS | \$1,114,504.00 | 3 | 8/25/2006 | Not Filed | \$168,235 | \$9,625.00 |
| 1513 | C00309468 | MS CONSULTANTS INC POLITICAL ACTION COMMITTEE MSCPAC | | RAYMOND J. BRIYA | \$133,933.00 | 0 | 7/25/2006 | 10 | \$28,783 | \$400.00 |
| 1514 | C00410985 | MURRAY ENERGY CORPORATION POLITICAL ACTION COMMITTEE | | J CHRISTOPHER NEWPORT | \$235,730.00 | 0 | 7/24/2006 | 9 | \$51,482 | \$975.00 |
| 1515 | C00413229 | NEREE FOR US CONGRESS | NEREE, DUFIRSTSON | ROUDY THOMAS | \$114,158.00 | 0 | 7/24/2006 | 9 | \$27,330 | \$380.00 |
| 1516 | C00300939 | OHIO ASSOCIATION OF MORTGAGE BROKERS PAC (OAMB PAC) | | STEVE R CLAY | \$122,363.00 | 0 | 8/29/2006 | Not Filed | \$4,126 | \$250.00 |
| 1517 | C00241083 | REPUBLICANS FOR CHOICE, PAC | | STONE, ANN E. W. MS. | \$868,730.00 | 2 | 9/8/2006 | Not Filed | \$125,858 | \$6,750.00 |
| 1518 | C00415067 | REYNOLDS CONSTRUCTION MANAGEMENT INC PAC | | RICHARD T REYNOLDS | \$212,713.00 | 0 | 9/14/2006 | Not Filed | \$203,800 | \$6,500.00 |
| 1519 | C00386482 | RIGHTMARCH.COM PAC INC | | WILLIAM GREENE | \$124,313.00 | 0 | 8/23/2006 | Not Filed | \$15,650 | \$500.00 |
| 1520 | C00396655 | SAN ANTONIO POLICE OFFICERS ASSOCIATION POLITICAL ACTION COMMITTEE | | ROBERT GREJADA C | \$288,490.00 | 2 | | Not Filed | \$144,244 (est) | \$6,750.00 |
| 1521 | C00423061 | SCHLESINGER US SENATE | SCHLESINGER, ALAN | LAURA A. WABNO | \$151,582.00 | 0 | 7/25/2006 | 10 | \$129,409 | \$1,850.00 |
| 1522 | C00040725 | UNITED FRESH FRUIT AND VEGETABLE ASSOCIATION FRESH POLITICAL ACTION COMMITTEE (FRESH PAC) | | GUENTHER ROBERT | \$101,672.00 | 0 | 7/24/2006 | 9 | \$20,943 | \$145.00 |



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Tuesday, September 26, 2006 11:00

BALLOT DEADLINE: Friday, September 29, 2006 4:00

COMMISSIONER: LENHARD, MASON, TONER, von SPAKOVSKY, WALTHER, WEINTRAUB

SUBJECT: **Administrative Fine Program. Reason to Believe Recommendation – 2006 July Quarterly Report. Memorandum from the Assistant Staff Director Reports Analysis Division dated September 25, 2006.**

- 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

27092602407

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program Reason To)
Believe Recommendation - 2006 July)
Quarterly Report:)
ANDERSON FOR CONGRESS, and) AF# 1495
MELINDA MILLIGAN WALLACE as)
treasurer;)

SCHLESINGER US SENATE, and) AF# 1521
LAURA A WABNO as treasurer;)

MARK G FLANAGAN FOR CONGRESS,) AF# 1509
and RICHARD W WOOD as treasurer;)
NEREE FOR US CONGRESS, and) AF# 1515
ROUDY THOMAS as treasurer;)

COMMITTEE TO ELECT MATT) AF# 1500
MILLER, and DON EISERLING as)
treasurer;)
MARK HUNT FOR CONGRESS, and) AF# 1510
JOSEPH F SMITH as treasurer;)
FRIENDS FOR DIX, and Gronewald, Matt) AF# 1503
as treasurer;)
CITIZENS TO ELECT PHILLIP) AF# 1498
JACKSON, and KIRSTEN ROKKE as)
treasurer;)
GILLILAND FOR CONGRESS, and) AF# 1504
BRIAN GILLILAND as treasurer;)
KISER 4 CONGRESS, and CLYDE) AF# 1507
GLENN JONES as treasurer;)
LIBERTY PA PAC, and TROY M) AF# 1508
CASSEL as treasurer;)

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Federal Election Commission
Certification for Administrative Fines
September 29, 2006

27092602409

KISER 4 CONGRESS, and CLYDE) AF# 1507
GLENN JONES as treasurer;)
LIBERTY PA PAC, and TROY M) AF# 1508
CASSEL as treasurer;)
ASIAN AMERICAN ACTION FUND) AF# 1496
(AAA FUND), and IRENE BUENO as)
treasurer;)
FLORIDA CONGRESSIONAL) AF# 1502
COMMITTEE, and FORREST B RAFFEL)
as treasurer;)
IBEW 349 ELECTRO - PAC, and BRIAN) AF# 1505
RAPPAPORT as treasurer;)
MS CONSULTANTS INC POLITICAL) AF# 1513
ACTION COMMITTEE MSCPAC, and)
RAYMOND J BRIYA as treasurer;)
MURRAY ENERGY CORPORATION) AF# 1514
POLITICAL ACTION COMMITTEE, and)
Newport, Christopher as treasurer;)
UNITED FRESH FRUIT AND) AF# 1522
VEGETABLE ASSOCIATION FRESH)
POLITICAL ACTION COMMITTEE)
(FRESH PAC), and Guenther, Robert as)
treasurer;)
REYNOLDS CONSTRUCTION) AF# 1518
MANAGEMENT INC PAC, and)
RICHARD T REYNOLDS as treasurer;)

MICHIGAN DOCTORS POLITICAL) AF# 1511
ACTION COMMITTEE - MICHIGAN)
STATE MEDICAL SOCIETY, and Grant,)
James Dr. MD as treasurer;)
OHIO ASSOCIATION OF MORTGAGE) AF# 1516
BROKERS PAC (OAMB PAC), and)
STEVE R. CLAY as treasurer;)
REPUBLICANS FOR CHOICE PAC, and) AF# 1517
Stone, Ann E. W. Ms. as treasurer;)
RIGHTMARCH.COM PAC INC, and) AF# 1519
Greene William as treasurer;)
MONROE COUNTY DEMOCRATIC) AF# 1512
COMMITTEE, and KAY SISUNG as)
treasurer;)

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on September 29, 2006 the Commission took the following actions on the Administrative Fine Program Reason To Believe Recommendation - 2006 July Quarterly Report as recommended in the Reports Analysis Division's Memorandum dated September 25, 2006, on the following committees:

AF#1495 Decided by a vote of 6-0 to: (1) find reason to believe that ANDERSON FOR CONGRESS, and MELINDA MILLIGAN WALLACE 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1521 Decided by a vote of 6-0 to: (1) find reason to believe that SCHLESINGER US SENATE, and LAURA A WABNO 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

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AF#1509 Decided by a vote of 6-0 to: (1) find reason to believe that MARK G FLANAGAN FOR CONGRESS, and RICHARD W WOOD 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1515 Decided by a vote of 6-0 to: (1) find reason to believe that NEREE FOR US CONGRESS, and ROUDY THOMAS 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1500 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT MATT MILLER, and DON EISERLING 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1510 Decided by a vote of 6-0 to: (1) find reason to believe that MARK HUNT FOR CONGRESS, and JOSEPH F SMITH 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 Lenhard,

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Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1503 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS FOR DIX, and Gronewald, Matt 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1498 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS TO ELECT PHILLIP JACKSON, and KIRSTEN ROKKE 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1504 Decided by a vote of 6-0 to: (1) find reason to believe that GILLILAND FOR CONGRESS, and BRIAN GILLILAND 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1507 Decided by a vote of 6-0 to: (1) find reason to believe that KISER 4 CONGRESS, and CLYDE GLENN JONES 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1508 Decided by a vote of 6-0 to: (1) find reason to believe that LIBERTY PA PAC, and TROY M CASSEL 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1496 Decided by a vote of 6-0 to: (1) find reason to believe that ASIAN AMERICAN ACTION FUND (AAA FUND), and IRENE BUENO 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1502 Decided by a vote of 6-0 to: (1) find reason to believe that FLORIDA CONGRESSIONAL COMMITTEE, and FORREST B RAFFEL as treasurer violated 2

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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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1505 Decided by a vote of 6-0 to: (1) find reason to believe that IBEW 349 ELECTRO - PAC, and BRIAN RAPPAPORT 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1513 Decided by a vote of 6-0 to: (1) find reason to believe that MS CONSULTANTS INC POLITICAL ACTION COMMITTEE MSCPAC, and RAYMOND J BRIYA 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1514 Decided by a vote of 6-0 to: (1) find reason to believe that MURRAY ENERGY CORPORATION POLITICAL ACTION COMMITTEE, and Newport, Christopher 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1522 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED FRESH FRUIT AND VEGETABLE ASSOCIATION FRESH POLITICAL ACTION COMMITTEE (FRESH PAC), and Guenther, Robert 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1518 Decided by a vote of 6-0 to: (1) find reason to believe that REYNOLDS CONSTRUCTION MANAGEMENT INC PAC, and RICHARD T REYNOLDS 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

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AF#1511 Decided by a vote of 6-0 to: (1) find reason to believe that MICHIGAN DOCTORS POLITICAL ACTION COMMITTEE - MICHIGAN STATE MEDICAL SOCIETY, and Grant, James Dr. 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; (2) send the appropriate mailgram. Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1516 Decided by a vote of 6-0 to: (1) find reason to believe that OHIO ASSOCIATION OF MORTGAGE BROKERS PAC (OAMB PAC), and STEVE R. CLAY 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1517 Decided by a vote of 6-0 to: (1) find reason to believe that REPUBLICANS FOR CHOICE PAC, and Stone, Ann E. W. Ms. 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1519 Decided by a vote of 6-0 to: (1) find reason to believe that RIGHTMARCH.COM PAC INC, and Greene William 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1512 Decided by a vote of 6-0 to: (1) find reason to believe that MONROE COUNTY DEMOCRATIC COMMITTEE, and KAY SISUNG 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

October 2, 2006
Date

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

27092602414



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 4, 2006

Richard W. Wood
Mark G. Flanagan for Congress
P.O. Box 14087
Bradenton, FL 34280

C00426643
AF#: 1509

Dear Richard W. Wood:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through June 30th, shall be filed no later than July 15th. 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 filed on 7/26/2006, 11 days late.

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 9/29/2006, the FEC found that there is reason to believe ("RTB") that Mark G. Flanagan for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 15th. 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 \$2,450. It is due by 11/8/2006 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$ 176,501
Number of Days Late: 11
Number of Previous Civil Money Penalties Assessed: 0

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 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 11/8/2006. 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

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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(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 Mark G. Flanagan 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 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 Laura Sinram in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1157. 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,



Michael E. Toner
Chairman

27092602416

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 \$2,450 for the 2006 July Quarterly 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 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by 11/8/2006. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Mark G. Flanagan for Congress

FEC ID#: C00426643

AF#: 1509

PAYMENT DUE DATE: 11/8/2006

PAYMENT AMOUNT DUE: \$ 2,450

27092602417

Mark G. Flanagan
For US Congress

PO Box 14087
Bradenton Florida 34209

FEDERAL
ADMINISTRATIVE
2006 NOV -8 P 2: 28

November 7, 2006

FEC's Office of Administrative Review
999 E Street NW
Washington, DC 20463

C00426643
AF# 1509

Dear Sir or Madam:

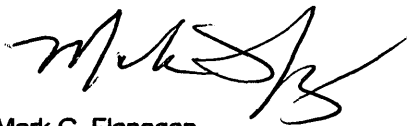
This letter is in response the letter I received from the FEC October 4, 2006. Please consider this a formal challenge to the findings of the letter.

The record reflects that I filled my quarterly report on time and by the due date of of July 15th, 2006. It was available for public consumption and was up on the FEC website. I received a letter dated July 24th that informed me that I needed to file electronically as I then did immediately.

Also the level of activity for the period was not as the letter stated \$176,501.00 but rather \$146,005.00.

Thank you in advance for your attention to this matter.

Sincerely,



Mark G. Flanagan

27092602418



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

November 9, 2006

Richard W. Wood, as Treasurer
Mark G. Flanagan for Congress
PO Box 14087
Bradenton, Florida 34280

C00426643
AF# 1509

Dear Mr. Wood:

On November 8, 2006, the Commission received the written response ("challenge") from Mark G. Flanagan which is being reviewed by the Office of Administrative Review. If you have any questions regarding the challenge, please contact this Office on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

Sincerely,

A handwritten signature in cursive script that reads "Shawn Woodhead Werth".

Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review

27092602419

FILE
ADMIN

2006 NOV 13

Date: November 13, 2006

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW
CHALLENGE RECEIVED**

AF#: 1509

Committee Name: Mark G. Flanagan for Congress

Committee ID#: C00426643

Committee Address (if different than in RTB letter): P.O. Box 14087
Bradenton, FL 34209

Treasurer Name (if different than in RTB finding): N/A

Attachments:

**Copy of RTB Circulation Report, dated September 25, 2006 and RTB
Certification, dated September 29, 2006: Previously Forwarded**

Attachment #: N/A

Certified Return Receipt (to be forwarded at later date if not yet received) - Y

Attachment #: 1

**Original Correspondence Received by RAD in Response to
RTB Letter (Y/N): N**

Attachment #: N/A

RAD Staff Declaration:

-July Quarterly Prior Report Notice, dated June 21, 2006.

-MS-P Letter, dated July 24, 2006.

-RTB Letter, dated October 4, 2006.

Attachment #: 3

27092602420

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Richard W. Wood
Mark G. Flanagan for
Congress
P.O. Box 14087
Bradenton, FL 34280

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X 

Agent

Addressee

B. Received by (Printed Name)

Mark Flanagan

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number

(Transfer from service label)

7005 1820 0003 8239 5883

883

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

27092602421

DECLARATION OF PATRICIA CARMONA

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the research conducted with regard to the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Mark G. Flanagan for Congress:
 - A) Prior Notice dated June 21, 2006, referencing the 2006 July Quarterly Report;
 - B) MS-P Letter dated, July 24, 2006, referencing the 2006 July Quarterly Report.
 - C) Reason-to-Believe Letter dated October 4, 2006, referencing the 2006 July Quarterly Report.
3. I hereby certify that I have searched the Commission's public records and find that Mark G. Flanagan for Congress electronically filed the 2006 July Quarterly Report with the Commission on July 26, 2006.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and we have provided all relevant telecoms for the case. This declaration was executed at Washington, D.C. on the 13th day of November, 2006.



Patricia Carmona
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

27092602422

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

June 21, 2006

REPORTING DATES

| REPORT | REPORTING PERIOD ¹ | REG./CERT. & OVERNIGHT MAILING DATE | FILING DATE |
|----------------|-------------------------------|-------------------------------------------|-----------------------|
| July Quarterly | 04/01/06 - 06/30/06 | 07/15/06 | 07/15/06 ² |

WHO MUST FILE

Principal campaign committees of congressional candidates³ (including unopposed candidates and candidates whose names do not appear on the ballot) must file a July Quarterly Report by July 15, 2006.⁴

Campaigns that raise or spend more than \$5,000 for the 2006 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2006, even if the candidate plans to retire, withdraws from the race prior to the primary election, loses the primary or drops out of the race prior to the general election. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHOD OF FILING

Reports sent by registered or certified mail must be postmarked by the mailing date (please note that a certificate of mailing is not an acceptable method). Committees should keep the mailing receipt with its postmark as proof of filing.

If using overnight mail, the delivery service must receive the report by the mailing date. "Overnight mail" includes Priority or Express Mail having a delivery confirmation, or an overnight delivery service with an on-line tracking system and scheduled for next business day delivery. Reports filed by any other means must be received by the Commission (or Secretary of the Senate for Senate committees) by the filing date.

ELECTRONIC FILING

U.S. House committees that receive contributions or make expenditures in excess of \$50,000 in a calendar year, or that have reason to expect to do so, must submit their reports electronically. For additional information, review the enclosed handout entitled "Electronic Filing," call the FEC's Electronic Filing office at (800) 424-9530 or (202) 694-1642, and visit our web site at www.fec.gov/electfil/electron.shtml.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

²Notice that this filing date falls on a weekend. Filing dates are not extended when they fall on nonworking days.

³An individual becomes a candidate for Federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions received or expenditures made. If the campaign has not exceeded the \$5,000 threshold, it is not required to file reports.

⁴If the campaign has more than one authorized committee in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 3Z.

(over)

27092602423

REPORTING SCHEDULE FOR REMAINDER OF 2006

| REPORT | REPORTING PERIOD ¹ | REG./CERT. & OVERNIGHT MAILING DATE | FILING DATE |
|-------------------|-------------------------------|-------------------------------------|-----------------------|
| October Quarterly | 07/01/06 - 09/30/06 | 10/15/06 | 10/15/06 ² |
| Pre-General | 10/01/06 - 10/18/06 | 10/23/06 | 10/26/06 |
| 48-Hour Notices | 10/19/06 - 11/04/06 | ----see below---- | |
| Post-General | 10/19/06 - 11/27/06 | 12/07/06 | 12/07/06 |
| Year-End | 11/28/06 - 12/31/06 | 01/31/07 | 01/31/07 |

Note: A committee whose candidate participates in a 2006 state primary, nominating convention or runoff election – even if unopposed – must also file a pre-election report 12 days prior to the primary, nominating convention or runoff. The campaign committee of a candidate who participates in the general election must file pre- and post-general election reports. Separate notices will be sent to explain these additional reporting obligations. See the January 2006 Record, which can be found on the FEC web site at www.fec.gov/pages/record.shtml.

48 HOUR NOTICES ON CONTRIBUTIONS

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 bank loans to the candidate or committee**) of \$1,000 or more, during the period less than 20 days but more than 48 hours before any election in which the candidate is running. The notices must reach the appropriate federal filing office within 48 hours of the committee’s receipt of the contribution(s). Senate candidates must transmit them to the Secretary of the Senate at (202) 224-1851. **Campaign committees that file electronically MUST submit their 48-hour notices electronically.** For more information, visit the FEC web site at www.fec.gov/electfil/online.shtml. U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174.

COMPLIANCE

- Treasurers of political committees are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time.
- Under the Administrative Fine Program, political committees and their treasurers who fail to file their reports (including 48-hour notices) on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers).⁵ For additional information, see the enclosed handout entitled, “Administrative Fine Program,” and visit the FEC web site at www.fec.gov/af.shtml.
- In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.
- Electronic filers who instead file on paper or submit an electronic report (either by direct transmission or on 3.5” diskette) that does not pass the validation test will be considered non-filers and may be subject to enforcement actions (including administrative fines).

¹See footnote #1, on reverse side.

²See footnote #2, on reverse side.

⁵Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$16,000, even for first-time violations.

27092602424



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-P

July 24, 2006

Richard W Wood, Treasurer
Mark G. Flanagan for Congress
PO Box 14087
Bradenton, FL 34280

Identification Number: C00426643

Reference: July Quarterly Report (5/12/2006 - 6/30/2006), received 07/20/2006

Dear Treasurer:

Your Committee has failed to file the above-referenced reports in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Shara Coutourier in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is 202-694-1130.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

26039151876992602425



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 FEB -5 P 12: 41

February 5, 2007

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *JPMC*
STAFF DIRECTOR

MARGARITA MAISONET *MM*
CHIEF COMPLIANCE OFFICER

FROM: SHAWN WOODHEAD WERTH *SW*
REVIEWING OFFICER
OFFICE OF ADMINISTRATIVE REVIEW

SUBJECT: AF# 1509 - MARK G. FLANAGAN FOR CONGRESS AND
RICHARD W. WOOD, AS TREASURER (C00426643)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

At the December 12, 2006 Executive Session discussion for AF# 1185, the Commission voted to terminate its proceedings because the respondents exceeded the \$50,000 mandatory electronic filing threshold but, instead of filing the report electronically, they filed it on paper which would have been timely had they not been required to file it electronically. After they were notified by RAD, they filed it electronically. The Recommendation in AF# 1509 comports with the Commission's decision in AF# 1185.

Attachment

27092602426



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 2007

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 1509 – Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer
(C00426643)

On September 29, 2006, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 July Quarterly Report and made a preliminary determination that the civil money penalty was \$2,450 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") on October 4, 2006 of the Commission's RTB finding and civil money penalty.

Respondents' Response

On November 8, 2006, the Commission received the written response ("challenge") from the candidate. Mr. Flanagan asserts that the report was filed by July 15, 2006, and when informed that the report needed to be filed electronically, he did so "immediately." He also states that "the level of activity for the period was not ... \$176,501 but rather \$146,005." A copy of the RTB letter was submitted with the challenge.

Telephone Records Provided with RAD Declaration

In her declaration, RAD's Compliance Branch Chief provided telecoms [written records of telephone conversations] for nine conversations from July 11 and November 2, 2006 between the candidate and Donna Flanagan, and two RAD Analysts. The July 11th conversation concerned the FEC Forms that the candidate needed to file by July 15 for himself and his Committee since he met the \$5,000 threshold for candidacy, and that he "would register/certify these Forms by 7/15/06." The candidate called on July 18 and 20 because the reports and Statements he sent July 15 by certified/registered mail were not on the Commission's website. The conversations on July 25 and 26 concerned the receipt of RAD's failure to file in an electronic format notice, as well as how to download the FECFile electronic filing software, locate the FECFile User's Manual, prepare the password request letter for the Treasurer to sign and fax to the Electronic Filing Office, and "set up the [C]ommittee and enter receipts and disbursements."

Analysis of Challenge

The July Quarterly Report was electronically filed on July 26, 2006, 11 days late. A paper copy of the report was sent certified/registered mail on July 15, 2006.

The Federal Election Campaign Act requires that a report for the quarter ending June 30, 2006 be filed no later than July 15th. 2 U.S.C. § 434(a)(2)(A)(iii) and 11 C.F.R. § 104.5(a)(1)(i). Political committees required to file reports with the Commission must file in an electronic format if they have received contributions or made expenditures or expect to receive contributions or make expenditures in a calendar year aggregating in excess of \$50,000. 2 U.S.C. § 434(a)(11) and 11 C.F.R. § 104.18(a).

When the respondents registered with the Commission in July 2006, they also submitted a paper copy of the July Quarterly Report on July 15 by certified/registered mail. Because the paper copy disclosed the receipt of net contributions totaling \$145,940 in 2006, they were required to file it electronically. They were notified by RAD on July 24 that the paper filing was unacceptable and that they needed to file it electronically which they did on July 26.

The respondents sent a paper copy of the report by one of the "safe harbor methods" provided for at 2 U.S.C. § 434(a)(5). The paper copy would have been an acceptable and timely filing had they not exceeded the \$50,000 mandatory electronic filing threshold on this same report. They filed the report in an electronic format on July 26 after receipt of RAD's July 24 notice. The Reviewing Officer, therefore, recommends that the Commission take no further action and close the file.

OAR Recommendations

- (1) Take no further action in AF# 1509 that Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (2) Send the appropriate letter.

Attachments

- Attachment 1 - Challenge Received from Respondents
- Attachment 2 - Declaration from RAD
- Attachment 3 -
- Attachment 4 - Declaration from OAR

Mark G. Flanagan
For US Congress

PO Box 14087
Bradenton Florida 34209

2006 NOV -8 P 2: 28

Attachment # 1
4 Pages

November 7, 2006

FEC's Office of Administrative Review
999 E Street NW
Washington, DC 20463

C00426643
AF# 1509

Dear Sir or Madam:

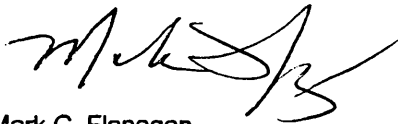
This letter is in response the letter I received from the FEC October 4, 2006. Please consider this a formal challenge to the findings of the letter.

The record reflects that I filled my quarterly report on time and by the due date of of July 15th, 2006. It was available for public consumption and was up on the FEC website. I received a letter dated July 24th that informed me that I needed to file electronically as I then did immediately.

Also the level of activity for the period was not as the letter stated \$176,501.00 but rather \$146,005.00.

Thank you in advance for your attention to this matter.

Sincerely,



Mark G. Flanagan

27092692429



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 4, 2006

Richard W. Wood
Mark G. Flanagan for Congress
P.O. Box 14087
Bradenton, FL 34280

C00426643
AF#: 1509

Dear Richard W. Wood:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through June 30th, shall be filed no later than July 15th. 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 filed on 7/26/2006, 11 days late.

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 9/29/2006, the FEC found that there is reason to believe ("RTB") that Mark G. Flanagan for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 15th. 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 \$2,450. It is due by 11/8/2006 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$ 176,501
Number of Days Late: 11
Number of Previous Civil Money Penalties Assessed: 0

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 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 11/8/2006. 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

27092602430

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(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 Mark G. Flanagan 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 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 Laura Sinram in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1157. 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,



Michael E. Toner
Chairman

27092692431

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 \$2,450 for the 2006 July Quarterly 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 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by 11/8/2006. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Mark G. Flanagan for Congress

FEC ID#: C00426643

AF#: 1509

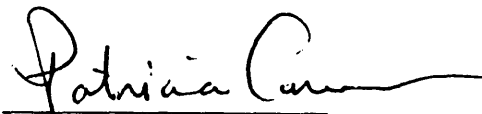
PAYMENT DUE DATE: 11/8/2006

PAYMENT AMOUNT DUE: \$ 2,450

27092602432

DECLARATION OF PATRICIA CARMONA

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the research conducted with regard to the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Mark G. Flanagan for Congress:
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 - B) MS-P Letter dated, July 24, 2006, referencing the 2006 July Quarterly Report.
 - C) Reason-to-Believe Letter dated October 4, 2006, referencing the 2006 July Quarterly Report.
3. I hereby certify that I have searched the Commission's public records and find that Mark G. Flanagan for Congress electronically filed the 2006 July Quarterly Report with the Commission on July 26, 2006.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and we have provided all relevant telecoms for the case. This declaration was executed at Washington, D.C. on the 13th day of November, 2006.



Patricia Carmona
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

27092602433

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

June 21, 2006

REPORTING DATES

| REPORT | REPORTING PERIOD ¹ | REG./CERT. & OVERNIGHT MAILING DATE | FILING DATE |
|----------------|-------------------------------|-------------------------------------------|-----------------------|
| July Quarterly | 04/01/06 - 06/30/06 | 07/15/06 | 07/15/06 ² |

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ELECTRONIC FILING

U.S. House committees that receive contributions or make expenditures in excess of \$50,000 in a calendar year, or that have reason to expect to do so, must submit their reports electronically. For additional information, review the enclosed handout entitled "Electronic Filing," call the FEC's Electronic Filing office at (800) 424-9530 or (202) 694-1642, and visit our web site at www.fec.gov/electfil/electron.shtml.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

²Notice that this filing date falls on a weekend. Filing dates are not extended when they fall on nonworking days.

³An individual becomes a candidate for Federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions received or expenditures made. If the campaign has not exceeded the \$5,000 threshold, it is not required to file reports.

⁴If the campaign has more than one authorized committee in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 3Z.

(over)

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REPORTING SCHEDULE FOR REMAINDER OF 2006

| REPORT | REPORTING PERIOD ¹ | REG./CERT. & OVERNIGHT MAILING DATE | FILING DATE |
|-------------------|-------------------------------|-------------------------------------|-----------------------|
| October Quarterly | 07/01/06 - 09/30/06 | 10/15/06 | 10/15/06 ² |
| Pre-General | 10/01/06 - 10/18/06 | 10/23/06 | 10/26/06 |
| 48-Hour Notices | 10/19/06 - 11/04/06 | ----see below---- | |
| Post-General | 10/19/06 - 11/27/06 | 12/07/06 | 12/07/06 |
| Year-End | 11/28/06 - 12/31/06 | 01/31/07 | 01/31/07 |

Note: A committee whose candidate participates in a 2006 state primary, nominating convention or runoff election – even if unopposed – must also file a pre-election report 12 days prior to the primary, nominating convention or runoff. The campaign committee of a candidate who participates in the general election must file pre- and post-general election reports. Separate notices will be sent to explain these additional reporting obligations. See the January 2006 Record, which can be found on the FEC web site at www.fec.gov/pages/record.shtml.

48 HOUR NOTICES ON CONTRIBUTIONS

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 bank loans to the candidate or committee**) of \$1,000 or more, during the period less than 20 days but more than 48 hours before any election in which the candidate is running. The notices must reach the appropriate federal filing office within 48 hours of the committee’s receipt of the contribution(s). Senate candidates must transmit them to the Secretary of the Senate at (202) 224-1851. **Campaign committees that file electronically MUST submit their 48-hour notices electronically.** For more information, visit the FEC web site at www.fec.gov/electfil/online.shtml. U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174.

COMPLIANCE

- Treasurers of political committees are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time.
- Under the Administrative Fine Program, political committees and their treasurers who fail to file their reports (including 48-hour notices) on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers).⁵ For additional information, see the enclosed handout entitled, “Administrative Fine Program,” and visit the FEC web site at www.fec.gov/af.shtml.
- In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.
- Electronic filers who instead file on paper or submit an electronic report (either by direct transmission or on 3.5” diskette) that does not pass the validation test will be considered non-filers and may be subject to enforcement actions (including administrative fines).

¹See footnote #1, on reverse side.

²See footnote #2, on reverse side.

⁵Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$16,000, even for first-time violations.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-P

July 24, 2006

Richard W Wood, Treasurer
Mark G. Flanagan for Congress
PO Box 14087
Bradenton, FL 34280

Identification Number: C00426643

Reference: July Quarterly Report (5/12/2006 - 6/30/2006), received 07/20/2006

Dear Treasurer:

Your Committee has failed to file the above-referenced reports in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Shara Coutourier in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is 202-694-1130.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

26039151899092602436



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 4, 2006

Richard W. Wood
Mark G. Flanagan for Congress
P.O. Box 14087
Bradenton, FL 34280

C00426643
AF#: 1509

Dear Richard W. Wood:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through June 30th, shall be filed no later than July 15th. 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 filed on 7/26/2006, 11 days late.

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 9/29/2006, the FEC found that there is reason to believe ("RTB") that Mark G. Flanagan for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 15th. 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 \$2,450. It is due by 11/8/2006 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$ 176,501
Number of Days Late: 11
Number of Previous Civil Money Penalties Assessed: 0

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 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 11/8/2006. 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

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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(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 Mark G. Flanagan 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 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 Laura Sinram in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1157. 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,



Michael E. Toner
Chairman

27092602438

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 \$2,450 for the 2006 July Quarterly 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 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by 11/8/2006. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Mark G. Flanagan for Congress

FEC ID#: C00426643

AF#: 1509

PAYMENT DUE DATE: 11/8/2006

PAYMENT AMOUNT DUE: \$ 2,450

27092602439

DECLARATION OF SHAWN WOODHEAD WERTH

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I supervise research conducted with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2006 July Quarterly Report is due July 15, 2006. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on July 15 to be timely filed. If filed in a paper format and sent by certified or registered mail, it must be postmarked by July 15 to be timely filed.
3. I hereby certify that I have searched the Commission's public records and that the documents identified herein are true and accurate copies of:
 - (a) Page 1 and the Envelope Replacement Page for the Statement of Organization filed by certified/registered mail by Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer. According to Commission records, the Statement was sent on July 15, 2006;
 - (b) Page 1 of the Summary Page, Page 3 of the Detailed Summary Page, and the Envelope Replacement Page for the paper copy of the report for Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer. According to Commission records, the paper copy of the report covers the period from May 12 through June 30, 2006, was sent by registered/certified mail on July 15, 2006, and was received on July 20, 2006. For this period, Lines 11(e) and 13(c) list the receipt of \$34,940.00 in total contributions and \$111,000.00 in total loans, respectively; and
 - (c) Page 1 of the Summary Page for the 2006 July Quarterly Report electronically filed by Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer. According to Commission records, the report covers the period from April 1 through June 30, 2006 and was received on July 26, 2006.
4. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 5th of February, 2007.



Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review
Federal Election Commission

27092602440

FEC FORM 1

STATEMENT OF ORGANIZATION

Office Use Only

1. NAME OF COMMITTEE (in full)

(Check if name is changed)

Example: If typing, type over the lines.

12FE4M5

MARK G FLANAGAN FOR CONGRESS

ADDRESS (number and street)

P.O. BOX 14087

(Check if address is changed)

BRADENTON

FL 34280

CITY

STATE

ZIP CODE

COMMITTEE'S E-MAIL ADDRESS

mark@markflanaganforcongress.com

COMMITTEE'S WEB PAGE ADDRESS (URL)

www.markflanaganforcongress.com

COMMITTEE'S FAX NUMBER

941-827-9456

2. DATE

06 30 2006

3. FEC IDENTIFICATION NUMBER

C

4. IS THIS STATEMENT

NEW (N)

OR

AMENDED (A)

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

Type or Print Name of Treasurer

Richard Wood

Signature of Treasurer

Richard Wood

Date

06 30 2006

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

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office Use Only

For further information contact: Federal Election Commission, Toll Free 800-424-9530, Local 202-694-1100

FEC FORM 1 (Revised 02/2003)

2603914343092602441

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC 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"/> USPS First Class Mail | Postmarked |
| <input checked="" type="checkbox"/> USPS Registered/Certified | Postmarked (R/C) 7/15 |
| <input type="checkbox"/> USPS Priority Mail | Postmarked |
| Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/> | |
| <input type="checkbox"/> USPS Express Mail | Postmarked |
| <input type="checkbox"/> Postmark Illegible | |
| <input type="checkbox"/> No Postmark | |
| <input type="checkbox"/> Overnight Delivery Service (Specify): | Shipping Date |
| | Next Business Day Delivery <input type="checkbox"/> |
| <input type="checkbox"/> Received from House Records & Registration Office | Date of Receipt |
| <input type="checkbox"/> Received from Senate Public Records Office | Date of Receipt |
| <input type="checkbox"/> Received from Electronic Filing Office | Date of Receipt |
| <input type="checkbox"/> Other (Specify): | Date of Receipt or Postmarked |

MW
PREPARER
(3/2005)

7/20
DATE PREPARED

2602442

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS For An Authorized Committee

RECEIVED FEC MAIL OPERATIONS CENTER

2006 JUL 20 A 8:26

1. NAME OF COMMITTEE (in full) TYPE OR PRINT Example: If typing, type over the lines.

12FE4M5

MARK G FLANAGAN FOR CONGRESS

ADDRESS (number and street)

P.O. BOX 14087

Check if different than previously reported. (ACC)

BRADENTON FL 34280

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

STATE DISTRICT

C

3. IS THIS REPORT NEW OR AMENDED

NEW (N)

OR

AMENDED (A)

FL 13

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- April 15 Quarterly Report (Q1)
July 15 Quarterly Report (Q2)
October 15 Quarterly Report (Q3)
January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

- Primary (12P) General (12G) Runoff (12R)
Convention (12C) Special (12S)

Election on MM/DD/YYYY In the State of

(c) 30-Day POST-Election Report for the:

- General (30G) Runoff (30R) Special (30S)

Election on MM/DD/YYYY In the State of

5. Covering Period

05 12 2006 through 06 30 2006

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 Richard Wood

Signature of Treasurer [Signature]

Date 06 30 2006

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

Office Use Only

FEC FORM 3 (Revised 02/2003)

26039143 418 992602443

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 12/2003)

Page 3

Write or Type Committee Name

Mark Flanagan for Congress

Report Covering the Period: From: **05** ' **12** ' **2006** To: **06** ' **30** ' **2006**

I. RECEIPTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

11. CONTRIBUTIONS (other than loans) FROM:

- (a) Individuals/Persons Other Than Political Committees
 - (i) Itemized (use Schedule A).....
 - (ii) Unitemized.....
 - (iii) TOTAL of contributions from individuals ▶
- (b) Political Party Committees.....
- (c) Other Political Committees (such as PACs).....
- (d) The Candidate.....
- (e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(ii), (b), (c), and (d))..

| | |
|-----------|-----------|
| 29,850.00 | 29,850.00 |
| 5,090.00 | 5,090.00 |
| 34,940.00 | 34,940.00 |
| | |
| | |
| 34,940.00 | 34,940.00 |

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES.....

| | |
|--|--|
| | |
|--|--|

13. LOANS:

- (a) Made or Guaranteed by the Candidate.....
- (b) All Other Loans.....
- (c) TOTAL LOANS (add Lines 13(a) and (b)).....

| | |
|------------|------------|
| 111,000.00 | 111,000.00 |
| | |
| 111,000.00 | 111,000.00 |

14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.).....

| | |
|----|----|
| 00 | 00 |
|----|----|

15. OTHER RECEIPTS (Dividends, Interest, etc.).....

| | |
|----|----|
| 00 | 00 |
|----|----|

16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶

| | |
|------------|------------|
| 145,940.00 | 145,940.00 |
|------------|------------|

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Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC 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"/> USPS First Class Mail | Postmarked |
| <input checked="" type="checkbox"/> USPS Registered/Certified | Postmarked (R/C) 7/15/06 |
| <input type="checkbox"/> USPS Priority Mail | Postmarked |
| Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/> | |
| <input type="checkbox"/> USPS Express Mail | Postmarked |
| <input type="checkbox"/> Postmark Illegible | |
| <input type="checkbox"/> No Postmark | |
| <input type="checkbox"/> Overnight Delivery Service (Specify): | Shipping Date |
| Next Business Day Delivery <input type="checkbox"/> | |
| <input type="checkbox"/> Received from House Records & Registration Office | Date of Receipt |
| <input type="checkbox"/> Received from Senate Public Records Office | Date of Receipt |
| <input type="checkbox"/> Received from Electronic Filing Office | Date of Receipt |
| <input type="checkbox"/> Other (Specify): | Date of Receipt or Postmarked |

MW
PREPARER
(3/2005)

7/20
DATE PREPARED

26039143298992602445

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (In full) USE FEC MAILING LABEL OR TYPE OR PRINT Example: If typing, type over the lines

Mark G. Flanagan for Congress

ADDRESS (number and street)

P. O. Box 14087

Check if different than previously reported. (ACC)

Bradenton

FL

34280

2. FEC IDENTIFICATION NUMBER

C00426643

CITY

STATE

ZIP CODE

STATE DISTRICT

3. IS THIS REPORT X NEW (N) OR AMENDED (A)

FL

13

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

X July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Conversion (12C)

Special (12S)

Election on

In the State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the State of

5. Covering Period 04 01 2006 through 06 30 2006

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 Mr. Mark G. Flanagan

Signature of Treasurer Electronically Filed by Mr. Mark G. Flanagan Date 07 26 2006

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

Office Use Only

FEC FORM 3 (Revised 02/2005)

27092602446



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

February 6, 2007

Richard W. Wood, as Treasurer
Mark G. Flanagan for Congress
PO Box 14087
Bradenton, Florida 34280

C00426643
AF# 1509

Dear Mr. Wood:

On September 29, 2006, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Mark G. Flanagan for Congress and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2006 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$2,450 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing the written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination in this matter. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463. As a result of the anthrax threat in the Washington, DC area, US Postal Service mail delivery to federal agencies, including the Commission, has been interrupted. Until regular mail delivery resumes, you may also file your written response with the Commission Secretary via facsimile (202-208-3333) or by courier at the same address (if you use an overnight delivery service, please use zip code 20004 instead of zip code 20463). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Shawn Woodhead Werth".

Shawn Woodhead Werth
Reviewing Officer

Office of Administrative Review

Attachment

27092602447



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

February 20 2007 21 P 4: 03

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *PMC*
STAFF DIRECTOR

MARGARITA MAISONET *MM*
CHIEF COMPLIANCE OFFICER

FROM: SHAWN WOODHEAD WERTH *SW*
REVIEWING OFFICER
OFFICE OF ADMINISTRATIVE REVIEW

SUBJECT: FINAL DETERMINATION RECOMMENDATION IN AF# 1509 –
MARK G. FLANAGAN FOR CONGRESS AND RICHARD W. WOOD,
AS TREASURER (C00426643)

27092602448

On September 29, 2006, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 July Quarterly Report and also made a preliminary determination that the civil money penalty was \$2,450 based on the schedule of penalties at 11 C.F.R. § 111.43.

On November 8, 2006, the Commission received the respondents' written response ("challenge"). The challenge presented evidence that the respondents sent a paper copy of the report by one of the "safe harbor methods" provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had they not exceeded the \$50,000 mandatory electronic filing threshold on this same report. They electronically filed the report on July 26 after receipt of the July 24th failure to electronically file notice. The Reviewing Officer, therefore, recommended that the Commission take no further action and close the file.

The Reviewing Officer's recommendation dated February 5, 2007 was forwarded to the Commission. A copy was simultaneously forwarded to the respondents. Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in the respondents' challenge or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). As of this date, a written response has not been received.

OAR Recommendations

- (1) Take no further action in AF# 1509 that Mark G. Flanagan for Congress and Richard W. Wood, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (2) Send the appropriate letter.



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Thursday, February 22, 2007 11:00

BALLOT DEADLINE: Tuesday, February 27, 2007 4:00

COMMISSIONER: LENHARD, MASON, TONER, von SPAKOVSKY, WALTHER, WEINTRAUB

SUBJECT: **Final Determination Recommendation in AF 1509 –
Mark G. Flanagan for Congress and Richard W.
Wood, as Treasurer (C00426643). Memorandum
from the Reviewing Officer dated February 20, 2007.**

- I approve the recommendation(s)
- I object to the recommendation(s)
- I am recused from voting
- No vote by ballot

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

27092602449

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 1509
Mark G. Flanagan for Congress and)
Richard W. Wood, as treasurer.)
(C00426643))

CERTIFICATION


I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on February 27, 2007, the Commission decided by a vote of 6-0 to take the following actions in AF 1509:

1. Take no further action in AF 1509 that Mark G. Flanagan for Congress and Richard W. Wood, as treasurer, violated 2 U.S.C § 434(a) and close the file.
2. Send the appropriate letter.

Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 27, 2007
Date



Mary W. Dove
Secretary of the Commission

27092602450



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 2007

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Richard W. Wood, as Treasurer
Mark G. Flanagan for Congress
PO Box 14087
Bradenton, Florida 34280

ID# C00426643
AF# 1509

Dear Mr. Wood:

On September 29, 2006, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Mark G. Flanagan for Congress and you, as Treasurer ("the respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2006 July Quarterly Report. By letter dated October 4, 2006, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$2,450 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On November 8, 2006, the Office of Administrative Review received the written response ("challenge") from the candidate challenging the RTB finding.

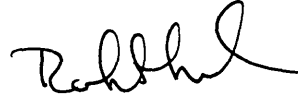
The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the challenge. Based on this review, the Reviewing Officer recommended that the Commission take no further action because the challenge presented evidence that you sent a paper copy of the report by one of the "safe harbor" methods provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had the Committee not exceeded the \$50,000 mandatory electronic filing threshold on this same report. On July 26, you electronically filed the report after receipt of the July 24th failure to electronically file notice. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on February 6, 2007.

On February 27, 2007, the Commission adopted the Reviewing Officer's recommendation to take no further action against the respondents with respect to 2 U.S.C. § 434(a). 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 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

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If you have any questions regarding this matter, please contact Shawn Woodhead Werth on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,



Robert D. Lenhard
Chairman

27092602452



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1509

DATE SCANNED 6/11/07

SCANNER NO. 1

SCAN OPERATOR SES

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