



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1545

DATE SCANNED 9/27/07

SCANNER NO. 2

SCAN OPERATOR EEJ

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2007 JAN 11 A 9:37
January 9, 2007

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *mc*
STAFF DIRECTOR

MARGARITA MAISONET *mm*
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 (NON-ELECTION SENSITIVE) OCTOBER QUARTERLY REPORT FOR THE ADMINISTRATIVE FINES PROGRAM

Attached is a list of political committees and their treasurers who failed to file, or failed to timely file, the 2006 October Quarterly Report in accordance with 2 U.S.C. 434(a). On September 21, 2006, Prior Notice was sent to all political committees and their treasurers, informing them that the October Quarterly Report was due on October 15, 2006. The report should have covered the period from July 1, 2006 through September 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 penalty would be the amount indicated on the Reason to Believe (RTB) Circulation Report.
- (2) Send the appropriate RTB letter to each committee outlined on the RTB Circulation Report.

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Federal Election Commission
Reason to Believe Circulation Report
2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1537	C00394353	CANSECO FOR CONGRESS	CANSECO, FRANCISCO RAUL QUICO	RANDY S BLAIR	\$2,060,639	0		Not Filed	\$343,440 (est)	\$8,000
1538	C00415349	CITIZENS FOR SHERMAN PARKER	PARKER, SHERMAN	JOSHUA T CAMPBELL	\$268,189	0	11/2/2006	18	\$17,830	\$190
1539	C00417253	CITIZENS TO ELECT PHILLIP JACKSON	JACKSON, PHILLIP	KIRSTEN ROKKE	\$181,404	1	11/4/2006	20	\$9,185	\$1,000
1540	C00420505	COMMITTEE TO ELECT MARVELL MITCHELL FOR CONGRESS	MITCHELL, MARVELL R	RICHARD B CAMPBELL	\$172,228	0		Not Filed	\$86,114 (est)	\$3,500
1541	C00415315	DAVID PFEFFER CAMPAIGN	PFEFFER, JOHN DAVID ABELES	ASA LAWS	\$171,316	0	10/25/2006	10	\$8,936	\$100
1542	C00424978	DONZELLA JAMES FOR US CONGRESS CAMPAIGN	JAMES, DONZELLA	ELIMO JAMES	\$117,025	0		Not Filed	\$117,025 (est)	\$4,500
1543	C00384198	FRIENDS OF JOE NATION	NATION, JOE	SUSAN RUSCHE	\$1,388,642	0	10/22/2006	7	\$34,908	\$340
1544	C00395772	FRIENDS OF JOE ORTEGA II FOR CONGRESS	ORTEGA, JOSE U III	KATHY M PLAVECKI	\$224,767	0		Not Filed	\$37,461 (est)	\$900
1545	C00423210	FRIENDS TO ELECT VANCE W CHEEK JR	CHEEK, VANCE W JR	FRANK LITTLE	\$833,231	0	11/6/2006	22	\$117,177	\$3,350
1546	C00424051	GREEN FOR CHANGE	GREEN, ROGER LEON	CORAMINITA MAHIR	\$17,061	0	10/22/2006	7	\$20,517	\$135
1547	C00414177	HOMER HARTAGE	HARTAGE, HOMER L	BLACK, ERICA C.	\$282,287	0		Not Filed	\$56,457 (est)	\$2,700
1548	C00391011	JANE HAGUE FOR CONGRESS	HAGUE, JANE	LINDSEY ECHELBERGER	\$114,430	0		Not Filed	\$19,072 (est)	\$5,000
1549	C00414748	JOHN KONOP FOR CONGRESS	KONOP, JOHN	STOLL, STEVE MR.	\$203,140	0	11/17/2006	Not Filed	\$46,543	\$900
1550	C00413229	NEREE FOR US CONGRESS	NEREE, DUFIRSTSON	ROUDY THOMAS	\$239,998	1	11/17/2006	Not Filed	\$125,540	\$5,625
1551	C00414268	SARDO FOR CONGRESS '06	SARDO, S SONNY	CHARLES M HARKER	\$201,255	0	10/27/2006	12	\$12,038	\$160
1552	C00414581	TIM DUNN FOR CONGRESS	DUNN, TIMOTHY MARK	SUSAN MORRIS DUNN	\$186,969	0		Not Filed	\$37,214 (est)	\$900
1553	C00416040	WARNER FOR CONGRESS	WARNER, RUSSELL	JO ANNE HAAS	\$365,575	0	11/22/2006	Not Filed	\$6,613	\$300
1554	C0041496	ZANDSTRA FOR US SENATE COMMITTEE	ZANDSTRA, GERALD L	GARY EILENS	\$1,023,863	0	10/23/2006	8	\$10,750	\$140

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation: 2006)
(Non-Election Sensitive) October Quarterly)
Report For The Administrative Fines)
Program.:)
FRIENDS OF JOE NATION, and Rusche,) AF# 1543
Susan as treasurer;)
SARDO FOR CONGRESS '06, and) AF# 1551
CHARLES M HARKER as treasurer;)
CITIZENS TO ELECT PHILLIP) AF# 1539
JACKSON, and KIRSTEN ROKKE as)
treasurer;)
ZANDSTRA FOR US SENATE) AF# 1554
COMMITTEE, and GARY ELLENS as)
treasurer;)
CITIZENS FOR SHERMAN PARKER,) AF# 1538
and JOSHUA T CAMPBELL as treasurer;)
DAVID PFEFFER CAMPAIGN, and ASA) AF# 1541
LAWS as treasurer;)
GREEN FOR CHANGE, and) AF# 1546
CORAMINITA MAHR as treasurer;)
FRIENDS TO ELECT VANCE W CHEEK) AF# 1545
JR, and FRANK LITTLE as treasurer;)
WARNER FOR CONGRESS, and JO) AF# 1553
ANNE HAAS as treasurer;)
HOMER HARTAGE, and Black, Erica C.) AF# 1547
as treasurer;)
NEREE FOR US CONGRESS, and) AF# 1550
ROUDY THOMAS as treasurer;)
JOHN KONOP FOR CONGRESS, and) AF# 1549
Stoll, Steve Mr. as treasurer;)
DONZELLA JAMES FOR US) AF# 1542
CONGRESS CAMPAIGN 2006, and)
ELMO JAMES as treasurer;)
TIM DUNN FOR CONGRESS, and) AF# 1552
SUSAN MORRIS DUNN as treasurer;)

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FRIENDS OF JOE ORTEGA III FOR) AF# 1544
CONGRESS, and KATHY M PLAVECKI)
as treasurer;)
COMMITTEE TO ELECT MARVELL) AF# 1540
MITCHELL FOR CONGRESS, and)
RICHARD B CAMPBELL as treasurer;)
CANSECO FOR CONGRESS, and) AF# 1537
RANDY S BLAIR as treasurer;)
JANE HAGUE FOR CONGRESS, and) AF# 1548
LINDSEY ECHELBARGER as treasurer;)

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on January 17, 2007 the Commission took the following actions on the Reason To Believe Recommendation: 2006 (Non-Election Sensitive) October Quarterly Report For The Administrative Fines Program, as recommended in the Reports Analysis Division's Memorandum dated January 9, 2007, on the following committees:

AF#1543 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF JOE NATION, and Rusche, Susan 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#1551 Decided by a vote of 6-0 to: (1) find reason to believe that SARDO FOR CONGRESS '06, and CHARLES M HARKER 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#1539 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

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

AF#1554 Decided by a vote of 6-0 to: (1) find reason to believe that ZANDSTRA FOR US SENATE COMMITTEE, and GARY ELLENS 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#1538 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR SHERMAN PARKER, and JOSHUA T CAMPBELL 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#1541 Decided by a vote of 6-0 to: (1) find reason to believe that DAVID PFEFFER CAMPAIGN, and ASA LAWS 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#1546 Decided by a vote of 6-0 to: (1) find reason to believe that GREEN FOR CHANGE, and CORAMINITA MAHR 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#1545 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS TO ELECT VANCE W CHEEK JR, and FRANK LITTLE 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#1553 Decided by a vote of 6-0 to: (1) find reason to believe that WARNER FOR CONGRESS, and JO ANNE HAAS 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#1547 Decided by a vote of 6-0 to: (1) find reason to believe that HOMER HARTAGE, and Black, Erica C. 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

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the report; (2) send the appropriate mailgram. Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1550 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#1549 Decided by a vote of 6-0 to: (1) find reason to believe that JOHN KONOP FOR CONGRESS, and Stoll, Steve Mr. 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#1542 Decided by a vote of 6-0 to: (1) find reason to believe that DONZELLA JAMES FOR US CONGRESS CAMPAIGN 2006, and ELMO JAMES 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#1552 Decided by a vote of 6-0 to: (1) find reason to believe that TIM DUNN FOR CONGRESS, and SUSAN MORRIS DUNN 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#1544 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF JOE ORTEGA III FOR CONGRESS, and KATHY M PLAVECSKI 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#1540 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT MARVELL MITCHELL FOR CONGRESS, and RICHARD B CAMPBELL 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#1537 Decided by a vote of 6-0 to: (1) find reason to believe that CANSECO FOR CONGRESS, and RANDY S BLAIR as treasurer violated 2 U.S.C. 434(a) and

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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#1548 Decided by a vote of 6-0 to: (1) find reason to believe that JANE HAGUE FOR CONGRESS, and LINDSEY ECHELBARGER 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:

January 18, 2007
Date

Darlene Harris
for Mary W. Dove
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 19, 2007

Frank Little
Friends to Elect Vance W. Cheek Jr.
2208 Camelot Circle
Johnson City, TN 37604

C00423210
AF#: 1545

Dear Frank Little:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through September 30th, shall be filed no later than October 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 11/6/2006, 22 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 1/17/2007, the FEC found that there is reason to believe ("RTB") that Friends to Elect Vance W Cheek Jr. and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before October 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 \$3,350. It is due by 2/26/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$ 117,177
Number of Days Late: 22
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 2/26/2007. 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

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based on a factual error, miscalculation of the calculated civil money penalty by the FEC, or the existence of extraordinary circumstances that persisted for more than 48 hours that were beyond your control and prevented you from filing the report in a timely manner. Your response must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. Examples of circumstances that will not be considered extraordinary include, but are not limited to, negligence, problems with vendors or contractors, staff illness, computer failures and similar circumstances. 11 C.F.R. 111.35(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

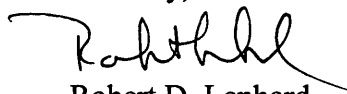
If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Friends To Elect Vance W Cheek Jr and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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 Chris Ritchie in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

Sincerely,


Robert D. Lenhard
Chairman

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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 \$3,350 for the 2006 October 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 2/26/2007. 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: Friends To Elect Vance W Cheek Jr

FEC ID#: C00423210

AF#: 1545

PAYMENT DUE DATE: 2/26/2007

PAYMENT AMOUNT DUE: \$3,350

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
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COMMISSION
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March 15, 2007

SENSITIVE

MEMORANDUM

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *PMC*
STAFF DIRECTOR
MARGARITA MAISONET *mm*
CHIEF COMPLIANCE OFFICER

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

SUBJECT: ADMINISTRATIVE FINE PROGRAM - FINAL
DETERMINATION RECOMMENDATION FOR THE 2006
OCTOBER QUARTERLY REPORT - NON ELECTION
SENSITIVE

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2006 October Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents those committees that have not paid. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

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

For your information, Canseco for Congress (AF 1537) filed the 2006 October Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$343,440), thus the fine would be lowered from \$8,000 to \$0.

Friends of Joe Ortega III for Congress (AF 1544) also filed the 2006 October Quarterly Report after the RTB finding and disclosed a level of activity which would

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result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$37,461), thus the fine would be lowered from \$900 to \$0.

Donzella James for US Congress Campaign 2006 (AF 1542) disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$11,348 (previously estimated to be \$117,025), thus the fine would be lowered from \$4,500 to \$500.

RAD Recommendation

- (1) Make final determination that the political committees and their treasurers on the attached reports violated 2 U.S.C. 434(a) and assess the final civil money penalties so indicated.
- (2) Send the appropriate letters.

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Federal Election Commission
 FD Circulation Report - Fine Paid
 2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1554	ZANDSTRA FOR US SENATE COMMITTEE	ZANDSTRA, GERALD L	C00411496	GARY ELLENS	10/23/2006	8	\$10,750	0	01/17/2007	\$140	\$140	2/27/2007	\$140
1538	CITIZENS FOR SHERMAN PARKER	PARKER, SHERMAN	C00415349	JOSHUA T. CAMPBELL	11/2/2006	18	\$17,830	0	01/17/2007	\$190	\$190	2/12/2007	\$190
1541	DAVID PFEFFER CAMPAIGN	PFEFFER, JOHN DAVID ABLES	C00415315	ASA LAWS	10/25/2006	10	\$8,936	0	01/17/2007	\$100	\$100	2/12/2007	\$100
1551	SARDO FOR CONGRESS '06	SARDO, SONNY	C00414268	CHARLES M. HARKER	10/27/2006	12	\$12,038	0	01/17/2007	\$160	\$160	2/14/2007	\$160
1543	FRIENDS OF JOE NATION	NATION, JOE	C00384198	SUSAN RUSCHE	10/22/2006	7	\$34,908	0	01/17/2007	\$340	\$340	3/1/2007	\$340

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Federal Election Commission
 FD Circulation Report - Fine Not Paid
 2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
1542	DONZELLA JAMES FOR US CONGRESS CAMPAIGN 2006	JAMES, DONZELLA	C00424978	ELMO JAMES	3/14/2007	Not Filed	\$11,348	0	1/17/2007	\$4,500	57	\$500
1549	JOHN KONOP FOR CONGRESS	KONOP, JOHN	C00244748	STEVE STOLL	11/17/2006	Not Filed	\$46,543	0	01/17/2007	\$900	57	\$900
1550	NEREE FOR US CONGRESS	NEREE, DUFIRSTSON	C00413229	ROUDY THOMAS	11/17/2006	Not Filed	\$125,540	1	01/17/2007	\$5,625	57	\$5,625
1576	GREEN FOR CHANGE	GREEN, ROGER LEON	C002124051	GORAMINITA MAHR	10/22/2006	7	\$20,517	0	01/17/2007	\$135	57	\$135
1544	FRIENDS OF JOE ORTEGA III FOR CONGRESS	ORTEGA, JOSE U III	C00395772	KATHY M. PLAVECKI	1/22/2007	Not Filed	\$0	0	01/17/2007	\$900	57	\$0
1553	WARNER FOR CONGRESS	WARNER, RUSSEEN	C00416040	JO ANNE HAAS	11/22/2006	Not Filed	\$6,643	0	01/17/2007	\$300	57	\$300
1539	CITIZENS TO ELECT PHILLIP JACKSON	JACKSON, PHILLIP	C00417253	KIRSTEN ROKKE	11/4/2006	20	\$9,185	1	01/17/2007	\$187	57	\$187
1545	FRIENDS TO ELECT VANCE W CHEEK JR	CHEEK, VANCE W JR	C00223210	FRANK LITTLE	11/6/2006	22	\$3,350	0	01/17/2007	\$3,350	57	\$3,350
1537	CANSECO FOR CONGRESS	CANSECO, FRANCISCO RAUL QUICO	C00394353	RANDY S. BLAIR	01/15/2007	Not Filed	\$0	0	01/17/2007	\$8,000	57	\$0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Final Determination)
Recommendation for the 2006 October)
Quarterly Report - Non Election Sensitive.:)
CANSECO FOR CONGRESS, and) AF# 1537
RANDY S BLAIR as treasurer;)
CITIZENS TO ELECT PHILLIP) AF# 1539
JACKSON, and KIRSTEN ROKKE as)
treasurer;)
DONZELLA JAMES FOR US) AF# 1542
CONGRESS CAMPAIGN 2006, and)
ELMO JAMES as treasurer;)
FRIENDS OF JOE ORTEGA III FOR) AF# 1544
CONGRESS, and KATHY M PLAVECSKI)
as treasurer;)
FRIENDS TO ELECT VANCE W CHEEK) AF# 1545
JR, and FRANK LITTLE as treasurer;)
GREEN FOR CHANGE, and) AF# 1546
CORAMINITA MAHR as treasurer;)
JOHN KONOP FOR CONGRESS, and) AF# 1549
Stoll, Steve Mr. as treasurer;)
NEREE FOR US CONGRESS, and) AF# 1550
ROUDY THOMAS as treasurer;)
WARNER FOR CONGRESS, and JO) AF# 1553
ANNE HAAS as treasurer;)

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on March 20, 2007 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2006 October Quarterly Report - Non Election Sensitive, as recommended in the Reports Analysis Division's Memorandum dated March 15, 2007, on the following committees:

AF#1537 Decided by a vote of 5-0 to: (1) make a final determination that CANSECO FOR CONGRESS, and RANDY S BLAIR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1539 Decided by a vote of 5-0 to: (1) make a final determination that CITIZENS TO ELECT PHILLIP JACKSON, and KIRSTEN ROKKE as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1542 Decided by a vote of 5-0 to: (1) make a final determination that DONZELLA JAMES FOR US CONGRESS CAMPAIGN 2006, and ELMO JAMES as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1544 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS OF JOE ORTEGA III FOR CONGRESS, and KATHY M PLAVECSKI as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1545 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS TO ELECT VANCE W CHEEK JR, and FRANK LITTLE as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

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AF#1546 Decided by a vote of 5-0 to: (1) make a final determination that GREEN FOR CHANGE, and CORAMINITA MAHR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1549 Decided by a vote of 5-0 to: (1) make a final determination that JOHN KONOP FOR CONGRESS, and Stoll, Steve Mr. as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1550 Decided by a vote of 5-0 to: (1) make a final determination that NEREE FOR US CONGRESS, and ROUDY THOMAS as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1553 Decided by a vote of 5-0 to: (1) make a final determination that WARNER FOR CONGRESS, and JO ANNE HAAS as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 22, 2007
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 22, 2007

Frank Little, Treasurer
Friends to Elect Vance W. Cheek Jr.
2208 Camelot Circle
Johnson City, TN 37604

C00423210
AF# 1545

Dear Frank Little,

On 1/17/2007, the Federal Election Commission ("FEC") found reason to believe ("RTB") that Friends to Elect Vance W. Cheek Jr. and you, as treasurer, violated 2 U.S.C. 434(a) for failing to timely file the 2006 October Quarterly Report. By letter dated 1/19/2007, the FEC sent you notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$3,350 in accordance with the schedule of penalties at 11 C.F.R. 111.43. Within 40 days of the FEC's RTB finding, you were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty.

The FEC did not receive payment of the calculated civil money penalty or your written response within the time permitted. Therefore, the FEC made a final determination on 3/20/2007 that you, as treasurer, and Friends to Elect Vance W. Cheek Jr. violated 2 U.S.C. 434(a) and assessed a civil money penalty in the amount of \$3,350 in accordance with 11 C.F.R. 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$117,177
Number of Previous Violations: 0
Number of Days Late: 22

To Pay the Civil Money Penalty

To pay the civil money penalty, send the enclosed form and your payment to the address on page 3 within 30 days of receipt of this letter.

If You Do Not Pay the Civil Money Penalty

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 et seq. If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The

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fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

If You Choose to Appeal the Final Determination or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondent's right to present such argument in a petition to the district court under 2 U.S.C. 437g. 11 C.F.R. 111.38.

The confidentiality provisions at 2 U.S.C. 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Ryan at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or on our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

Sincerely,



Robert D. Lenhard
Chairman

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ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the civil money penalty is \$3,350 for the 2006 October Quarterly Report.

This penalty should be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission
PO Box 979058
St. Louis, MO 63197-9000

If you choose to send your 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 form and payment are due within 30 days of receipt of this 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 the 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: Friends to Elect Vance W. Check Jr.

FEC ID#: C00423210

AF#: 1545

PAYMENT AMOUNT DUE: \$3,350

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QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEQ# 001 \$ 0000335000 BA# 1 08-02-07 20 4



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Jody W Cheek
[Redacted]

Hello Kitty 528
Date *July 25, 2007* 69-446/514 21

Pay to the Order of *Federal Election Commission* \$ *330*
Thirty three hundred and fifty & 10/100 Dollars

First Bank
& Trust Company
Member FDIC • www.firstbank.com
1165 N. State of Franklin Road • Johnson City, TN 37604

For *Fine 1545* *Jody Cheek*

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FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1545

DATE SCANNED 9/27/07

SCANNER NO. 2

SCAN OPERATOR SSS

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