



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1570

DATE SCANNED 5-24-07

SCANNER NO. 2

SCAN OPERATOR Jms

27092600202



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 FEB February 4; 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: REASON TO BELIEVE RECOMMENDATION -  
FAILURE TO FILE 48-HOUR NOTICES UNDER THE  
ADMINISTRATIVE FINE PROGRAM

Attached is the name of a principal campaign committee, Coburn for Senate Committee, which was referred to the Reports Analysis Division (RAD) by the Audit Division on January 25, 2007. The Commission approved the Final Audit Report for the committee on January 9, 2007. The Audit Division referred the committee to RAD for failure to file the appropriate 48-Hour Notices for the 2004 General Election. The committee acknowledged in response to the Interim Audit Report that it failed to file several 48-hour notices due to inadequate staffing. The committee also stated that it understood the importance of the 48-hour notices and had restructured its staff and procedures to ensure future compliance in filing all reports. The committee failed to file 48-hour notices with the Commission for contributions of \$1,000.00 or more received from the close of books for the 2004 12 Day Pre-General Report up to 48 hours before the November 2, 2004 General Election in accordance with 2 U.S.C. § 434(a)(6) and 11 C.F.R. § 104.5(f).

On September 27, 2004, Prior Notice was sent to the committee which included a section detailing the requirements for filing 48-hour notices. The section read as follows:

“Notices are required if the committee receives contributions (**including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of loans to the candidate or committee**) of \$1,000 or more, during the period of October 14 through October 30, 2004. The notices must reach the appropriate federal and state filing offices within 48 hours of the committee’s receipt of the contribution(s).”

27092600203

A 48-hour notice is required to report all types of contributions, over \$1,000.00, to any authorized committee of a candidate, including contributions from the candidate, loans from the candidate and other non-bank sources and endorsements or guarantees of loans from banks, as per, 11 C.F.R § 104.5(f).

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

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

#### Recommendation

1. Find Reason to Believe (RTB) that Coburn for Senate Committee and Wade Stubbs, Treasurer, violated 2 U.S.C. § 434(a)(6) and make a preliminary determination that a civil money penalty of \$33,170.00 be assessed.
2. Send the appropriate RTB letter.

Attachment

27092600204

Contributions for Which a 48-Hour Notice Was Not Received

AF 1570

Committee ID: C00397661

Committee Name: Coburn for Senate Committee

Summary of 48 Hour Notices Not Filed: 2004 General Election

48-Hour Reporting Period: 10/14/2004 – 10/30/2004

Contributor Name	Date	Amount
AFLAC Inc. PAC (AFLACPAC)	10/14/2004	\$5,000.00
FED PAC	10/14/2004	\$2,000.00
Gun Owners of America Inc. Political Victory Fund	10/14/2004	\$4,000.00
Hall, Ronald	10/14/2004	\$1,000.00
Hankey, Danny	10/14/2004	\$1,500.00
Hankey, Ray Jean	10/14/2004	\$1,500.00
Marshall, Lilah	10/14/2004	\$1,000.00
Massachusetts Mutual Life Insurance Company PAC	10/14/2004	\$2,000.00
National Republican Congressional Committee	10/14/2004	\$5,000.00
Niemiec, David	10/14/2004	\$1,000.00
TENN PAC Inc.	10/14/2004	\$3,000.00
Black America's PAC	10/15/2004	\$1,000.00
Brady, Katherine	10/15/2004	\$2,000.00
Brady, Nicholas	10/15/2004	\$2,000.00
Conservative Victory Committee	10/15/2004	\$4,000.00
Crean, Johnnie	10/15/2004	\$2,000.00
Deaton, William	10/15/2004	\$1,000.00
Fund for a Conservative Future	10/15/2004	\$5,000.00
Gutknecht for U.S. Congress Committee	10/15/2004	\$1,000.00
Hoffman, Rosemary	10/15/2004	\$1,000.00
Joshi, S. D.	10/15/2004	\$1,000.00
Kohli, Subala	10/15/2004	\$1,000.00
Krishna, Vijaya	10/15/2004	\$2,000.00
Locke, W. Timothy	10/15/2004	\$1,000.00
Lucas For Congress	10/15/2004	\$1,000.00
Nelson, Jerry	10/15/2004	\$2,000.00
Rader, Lloyd	10/15/2004	\$1,000.00

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Contribution Name	Date	Amount
Tawaklna, Randa	10/15/2004	\$1,000.00
Thompson, Chuck	10/15/2004	\$1,000.00
American Meat Institute PAC	10/18/2004	\$1,000.00
America's Foundation Federal PAC	10/18/2004	\$5,000.00
Anton, F. W.	10/18/2004	\$1,000.00
Antosh, Robert	10/18/2004	\$1,000.00
Baker, Edward	10/18/2004	\$2,000.00
Bock, Dana	10/18/2004	\$2,000.00
Bucceroni, Raymond	10/18/2004	\$1,000.00
Burlington Northern Santa Fe Corp. Rail PAC	10/18/2004	\$2,000.00
Caramanico, Thomas	10/18/2004	\$1,000.00
CAT PAC	10/18/2004	\$2,500.00
Cawley, Michael	10/18/2004	\$2,000.00
Champlin, Joanna	10/18/2004	\$1,000.00
Coburn, Cynthia	10/18/2004	\$2,000.00
Corbett, Luke	10/18/2004	\$1,000.00
Coslov, Michael	10/18/2004	\$1,000.00
Craighead, Tommy	10/18/2004	\$2,000.00
Debenedictis, Nicholas	10/18/2004	\$1,000.00
Dill, Heather	10/18/2004	\$2,000.00
Dill, Jeffrey	10/18/2004	\$2,000.00
Dost, William	10/18/2004	\$1,000.00
Dunbar, W. K.	10/18/2004	\$1,000.00
Fincher, Glen	10/18/2004	\$2,000.00
Fincher, Martha Hutson	10/18/2004	\$2,000.00
Gaddy, Robert	10/18/2004	\$1,000.00
Garno, Edmund	10/18/2004	\$1,000.00
Gragg, Melvin	10/18/2004	\$1,000.00
Gungoll, James	10/18/2004	\$1,000.00
Guzzardi, Robert	10/18/2004	\$1,000.00
Hail, John	10/18/2004	\$1,000.00
Hargis, V. Burns	10/18/2004	\$1,000.00
Henkels, Paul	10/18/2004	\$1,000.00
Hodge, Randall	10/18/2004	\$1,000.00
Hooper, Ralph	10/18/2004	\$2,000.00
Hutchison, Jim	10/18/2004	\$2,000.00

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Contributor Name	Date	Amount
International Franchise Assoc. Franchising PAC Inc.	10/18/2004	\$3,000.00
Katz, Arnold	10/18/2004	\$1,000.00
Kendrick, E. G.	10/18/2004	\$2,000.00
Khoury, Eunice	10/18/2004	\$1,000.00
Krancer, Ronald	10/18/2004	\$1,000.00
Leadership Circle PAC	10/18/2004	\$5,000.00
Lee, Jerry	10/18/2004	\$1,000.00
Lindner, Carl	10/18/2004	\$2,000.00
Lindner, Carl	10/18/2004	\$2,000.00
Lindner, Courtney	10/18/2004	\$2,000.00
Lindner, Edith	10/18/2004	\$1,000.00
Lindner, Frances	10/18/2004	\$2,000.00
Lindner, Keith	10/18/2004	\$2,000.00
Lindner, Martha	10/18/2004	\$2,000.00
Lindner, Richard	10/18/2004	\$2,000.00
Lindner, Robert	10/18/2004	\$1,000.00
Lindner, Robert	10/18/2004	\$2,000.00
Lindner, S. Craig	10/18/2004	\$2,000.00
Mabrey, Ellen	10/18/2004	\$1,000.00
Marriott International Inc. PAC	10/18/2004	\$1,000.00
Marshall, Roger	10/18/2004	\$2,000.00
MedCath Inc. Committee for the Improvement of Cardiac Care	10/18/2004	\$4,000.00
MICRA Federal PAC of NORCAL Mutual Insurance Co.	10/18/2004	\$5,000.00
Miller, Alan	10/18/2004	\$1,000.00
NACS PAC	10/18/2004	\$5,000.00
Neese, Terry	10/18/2004	\$1,000.00
Nelson, Kenneth	10/18/2004	\$1,000.00
Noetzel, Terrence	10/18/2004	\$2,000.00
Ohio Republican Party	10/18/2004	\$5,000.00
PSC H20 PAC	10/18/2004	\$1,000.00
Reiter, Steven	10/18/2004	\$2,000.00
Robb, Robert	10/18/2004	\$1,000.00
Santorum 2006	10/18/2004	\$1,000.00

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Contributor Name	Date	Amount
Sasso, John	10/18/2004	\$1,000.00
Sasso, John	10/18/2004	\$1,000.00
Schaeffer, Anthony	10/18/2004	\$1,000.00
Shepard, Geoffrey	10/18/2004	\$1,000.00
Sun PAC	10/18/2004	\$2,500.00
Superior California Fed. Leadership Fund	10/18/2004	\$5,000.00
Talent for Senate Committee	10/18/2004	\$1,000.00
Tanebaum, Myles	10/18/2004	\$1,000.00
Taylor, Meghan	10/18/2004	\$2,000.00
Taylor, Wilson	10/18/2004	\$1,000.00
Templeton, John	10/18/2004	\$2,000.00
Templeton, Josephine	10/18/2004	\$2,000.00
Texas & SW Cattle Raisers Assoc. PAC	10/18/2004	\$1,500.00
Toll, Bruce	10/18/2004	\$1,000.00
Wilkinson, Nancy	10/18/2004	\$2,000.00
Picking, Rodney	10/19/2004	\$2,000.00
Amvest Corporation PAC (Amvest PAC)	10/20/2004	\$1,000.00
Bainwol, Mitchell	10/20/2004	\$1,000.00
Benham, Webster	10/20/2004	\$1,000.00
Benson, Bruce	10/20/2004	\$1,000.00
Benson, Marcy	10/20/2004	\$1,000.00
BOC Group US PAC	10/20/2004	\$2,000.00
Bryant, Cheryl	10/20/2004	\$2,000.00
Buchanan, James	10/20/2004	\$2,000.00
Case, Mike	10/20/2004	\$2,000.00
Champlin, Herbert H.	10/20/2004	\$2,000.00
Chervenka, Verline	10/20/2004	\$1,000.00
Collogan, Clement	10/20/2004	\$1,000.00
Common Sense Leadership Fund	10/20/2004	\$2,500.00
Everest, Jean	10/20/2004	\$1,000.00
Frank, Brad	10/20/2004	\$1,500.00
Frank, Kimberly	10/20/2004	\$1,500.00
Gunn, Jim	10/20/2004	\$1,000.00
Healey, Colt	10/20/2004	\$1,000.00

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Contributor Name	Date	Amount
Hecht, William	10/20/2004	\$1,000.00
Holmes, John	10/20/2004	\$2,000.00
Ivy, James	10/20/2004	\$1,000.00
Kelly, Albert	10/20/2004	\$1,000.00
Massachusetts Mutual Life Insurance Company PAC	10/20/2004	\$1,500.00
Mills, William	10/20/2004	\$1,000.00
Molinari, Susan	10/20/2004	\$1,000.00
Moorad, A. E.	10/20/2004	\$1,000.00
NorthStar Leadership PAC	10/20/2004	\$5,000.00
O'Brian, Danny	10/20/2004	\$2,000.00
Phillips, Tracie	10/20/2004	\$2,000.00
Property Casualty Insurers Assoc. of America PAC (PCIPAC)	10/20/2004	\$5,000.00
Rainey, John	10/20/2004	\$1,000.00
Rainey, John	10/20/2004	\$1,000.00
Ramsay, Charles	10/20/2004	\$1,000.00
Rasmuson, Edward	10/20/2004	\$1,000.00
Shaw, Glen	10/20/2004	\$1,000.00
Trimmell, John	10/20/2004	\$2,000.00
Ukens, Don	10/20/2004	\$1,000.00
Webb, Deborah	10/20/2004	\$1,000.00
Webb, Kent	10/20/2004	\$1,000.00
Weber, Dana	10/20/2004	\$2,000.00
Western Action PAC	10/20/2004	\$5,000.00
Woodard, Daryl	10/20/2004	\$2,000.00
Woodard, Linda	10/20/2004	\$2,000.00
Young, J. J.	10/20/2004	\$2,000.00
Angelo, Alfred	10/23/2004	\$1,000.00
Awad, Kenneth	10/23/2004	\$1,500.00
Evans, R. Marshall	10/23/2004	\$1,000.00
Luddy, Robert	10/23/2004	\$1,000.00
Rockefeller, Andrew	10/23/2004	\$1,000.00
Stone, Roger	10/23/2004	\$2,000.00
Williams, Edgar	10/23/2004	\$2,000.00
Anderson, George	10/25/2004	\$2,000.00

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Contributor Name	Date	Amount
Evans, David	10/25/2004	\$1,000.00
Fu, Tracy	10/25/2004	\$1,000.00
O'Donnell, Patricia	10/25/2004	\$1,000.00
Pullen, Penny	10/25/2004	\$1,000.00
Prentice, Cynthia	10/27/2004	\$1,000.00
Reed, Nancy	10/27/2004	\$2,000.00
Reed, Thomas	10/27/2004	\$2,000.00
Campaigne, Antony	10/28/2004	\$1,000.00
Cook, Charles	10/28/2004	\$1,000.00
Fearon, Scott	10/28/2004	\$1,000.00
Graves, Jack	10/28/2004	\$2,000.00
Mckean, Joseph	10/28/2004	\$1,000.00
Pratt, Brett	10/28/2004	\$1,000.00
Rhodes, Thomas	10/28/2004	\$2,000.00
Ablin, Karyn	10/29/2004	\$2,000.00
Beaman, Lee	10/30/2004	\$1,000.00
Burke, James	10/30/2004	\$2,000.00
Hillman, Tatnall	10/30/2004	\$1,000.00
Hilton, Lela	10/30/2004	\$2,000.00
Illsley, Rolf	10/30/2004	\$1,000.00
Kempner, Nan	10/30/2004	\$2,000.00
Kempner, Thomas	10/30/2004	\$1,600.00
Maleski, Elizabeth	10/30/2004	\$1,000.00
Runnels, Rebecca	10/30/2004	\$1,000.00
Smilow, Joel	10/30/2004	\$1,000.00
	<b>TOTAL</b>	<b>\$319,600.00</b>

**Proposed Civil Money Penalty: \$33,170.00** ((11 Notices Not Filed at \$110 each) + 10% of Overall Contributions Not Filed)

27092600210

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Reason To Believe Recommendation - )  
Failure To File 48-Hour Notices Under )  
The Administrative Fine Program. )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on February 07, 2007, the Commission decided by a vote of 6-0 to take the following actions in the above-captioned matter:

1. Find Reason To Believe (RTB) that Coburn for Senate Committee and Wade Stubbs, Treasurer, violated 2 U.S.C. § 434(a)(6) and make a preliminary determination that a civil money penalty of \$33,170.00 be assessed.
2. Send the appropriate RTB letter.

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

Attest:

February 7, 2007  
Date

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

27092600211



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 12, 2007

Wade Stubbs  
Coburn for Senate Committee  
P.O. Box 977  
Muskogee, OK 74402

C00397661  
AF#: 1570

Dear Wade Stubbs:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate or the Federal Election Commission ("FEC"), and the Secretary of State, as appropriate, of any contribution of \$1,000 or more, received by any authorized committee of the candidate after the 20th day, but more than 48 hours before, any election. The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. 434(a). You were previously notified of the requirement to file these notices. Records at the FEC indicate that you did not submit 48-Hour Notices for contributions of \$1,000 or more, received between 10/14/2004 and 10/30/2004, totaling \$319,600.00. See Attachment 1 for contribution overview.

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 2/7/2007, the FEC found that there is Reason to Believe ("RTB") that Coburn for Senate Committee and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file the 48-Hour Notices. Based on the FEC's schedule of civil money penalties at 11 C.F.R. 111.44, the amount of your civil money penalty calculated at the RTB stage is \$33,170.00. Send your payment by 3/19/2007. The amount of the civil money penalty is \$110 for each non-filed notice plus 10 percent of the dollar amount of the contributions not timely reported. The civil money penalty increases by 25 percent for each prior violation.

Election Sensitivity of Report: Election Sensitive  
Level of Activity: \$319,600.00  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

27092600212

**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 4. 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 3/19/2007. 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 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 Coburn for Senate Committee 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.

27092600213

Additional information on the FEC's administrative fine program, including the final regulations, is located at the FEC's website at [www.FEC.gov](http://www.FEC.gov). If you have questions regarding the payment of the calculated civil money penalty, please contact Rhiannon Ryan 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

27092600214

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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 \$33,170.00 for the 2004 48 Hour Notification 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 3/19/2007. 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**  
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FOR: Coburn for Senate Committee

FEC ID#: C00397661

AF#: 1570

PAYMENT DUE DATE: 3/19/2007

PAYMENT AMOUNT DUE: \$33,170.00

27092600215

**Contributions for Which a 48-Hour Notice Was Not Received**

**AF 1570**

**Committee ID: C00397661**

**Committee Name: Coburn for Senate Committee**

**Summary of 48 Hour Notices Not Filed: 2004 General Election**

**48-Hour Reporting Period: 10/14/2004 – 10/30/2004**

Contributor Name	Date	Amount
AFLAC Inc. PAC (AFLACPAC)	10/14/2004	\$5,000.00
FED PAC	10/14/2004	\$2,000.00
Gun Owners of America Inc. Political Victory Fund	10/14/2004	\$4,000.00
Hall, Ronald	10/14/2004	\$1,000.00
Hankey, Danny	10/14/2004	\$1,500.00
Hankey, Ray Jean	10/14/2004	\$1,500.00
Marshall, Lilah	10/14/2004	\$1,000.00
Massachusetts Mutual Life Insurance Company PAC	10/14/2004	\$2,000.00
National Republican Congressional Committee	10/14/2004	\$5,000.00
Niemiec, David	10/14/2004	\$1,000.00
TENN PAC Inc.	10/14/2004	\$3,000.00
Black America's PAC	10/15/2004	\$1,000.00
Brady, Katherine	10/15/2004	\$2,000.00
Brady, Nicholas	10/15/2004	\$2,000.00
Conservative Victory Committee	10/15/2004	\$4,000.00
Crean, Johnnie	10/15/2004	\$2,000.00
Deaton, William	10/15/2004	\$1,000.00
Fund for a Conservative Future	10/15/2004	\$5,000.00
Gutknecht for U.S. Congress Committee	10/15/2004	\$1,000.00
Hoffman, Rosemary	10/15/2004	\$1,000.00
Joshi, S. D.	10/15/2004	\$1,000.00
Kohli, Subala	10/15/2004	\$1,000.00
Krishna, Vijaya	10/15/2004	\$2,000.00
Locke, W. Timothy	10/15/2004	\$1,000.00
Lucas For Congress	10/15/2004	\$1,000.00
Nelson, Jerry	10/15/2004	\$2,000.00
Rader, Lloyd	10/15/2004	\$1,000.00

27092600216

Contributor Name	Date	Amount
Tawaklna, Randa	10/15/2004	\$1,000.00
Thompson, Chuck	10/15/2004	\$1,000.00
American Meat Institute PAC	10/18/2004	\$1,000.00
America's Foundation Federal PAC	10/18/2004	\$5,000.00
Anton, F. W.	10/18/2004	\$1,000.00
Antosh, Robert	10/18/2004	\$1,000.00
Baker, Edward	10/18/2004	\$2,000.00
Bock, Dana	10/18/2004	\$2,000.00
Bucceroni, Raymond	10/18/2004	\$1,000.00
Burlington Northern Santa Fe Corp. Rail PAC	10/18/2004	\$2,000.00
Caramanico, Thomas	10/18/2004	\$1,000.00
CAT PAC	10/18/2004	\$2,500.00
Cawley, Michael	10/18/2004	\$2,000.00
Champlin, Joanna	10/18/2004	\$1,000.00
Coburn, Cynthia	10/18/2004	\$2,000.00
Corbett, Luke	10/18/2004	\$1,000.00
Coslov, Michael	10/18/2004	\$1,000.00
Craighead, Tommy	10/18/2004	\$2,000.00
Debenedictis, Nicholas	10/18/2004	\$1,000.00
Dill, Heather	10/18/2004	\$2,000.00
Dill, Jeffrey	10/18/2004	\$2,000.00
Dost, William	10/18/2004	\$1,000.00
Dunbar, W. K.	10/18/2004	\$1,000.00
Fincher, Glen	10/18/2004	\$2,000.00
Fincher, Martha Hutson	10/18/2004	\$2,000.00
Gaddy, Robert	10/18/2004	\$1,000.00
Garno, Edmund	10/18/2004	\$1,000.00
Gragg, Melvin	10/18/2004	\$1,000.00
Gungoll, James	10/18/2004	\$1,000.00
Guzzardi, Robert	10/18/2004	\$1,000.00
Hail, John	10/18/2004	\$1,000.00
Hargis, V. Burns	10/18/2004	\$1,000.00
Henkels, Paul	10/18/2004	\$1,000.00
Hodge, Randall	10/18/2004	\$1,000.00
Hooper, Ralph	10/18/2004	\$2,000.00
Hutchison, Jim	10/18/2004	\$2,000.00

27092600217

Contributor Name	Date	Amount
International Franchise Assoc. Franchising PAC Inc.	10/18/2004	\$3,000.00
Katz, Arnold	10/18/2004	\$1,000.00
Kendrick, E. G.	10/18/2004	\$2,000.00
Khoury, Eunice	10/18/2004	\$1,000.00
Krancer, Ronald	10/18/2004	\$1,000.00
Leadership Circle PAC	10/18/2004	\$5,000.00
Lee, Jerry	10/18/2004	\$1,000.00
Lindner, Carl	10/18/2004	\$2,000.00
Lindner, Carl	10/18/2004	\$2,000.00
Lindner, Courtney	10/18/2004	\$2,000.00
Lindner, Edith	10/18/2004	\$1,000.00
Lindner, Frances	10/18/2004	\$2,000.00
Lindner, Keith	10/18/2004	\$2,000.00
Lindner, Martha	10/18/2004	\$2,000.00
Lindner, Richard	10/18/2004	\$2,000.00
Lindner, Robert	10/18/2004	\$1,000.00
Lindner, Robert	10/18/2004	\$2,000.00
Lindner, S. Craig	10/18/2004	\$2,000.00
Mabrey, Ellen	10/18/2004	\$1,000.00
Marriott International Inc. PAC	10/18/2004	\$1,000.00
Marshall, Roger	10/18/2004	\$2,000.00
MedCath Inc. Committee for the Improvement of Cardiac Care	10/18/2004	\$4,000.00
MICRA Federal PAC of NORCAL Mutual Insurance Co.	10/18/2004	\$5,000.00
Miller, Alan	10/18/2004	\$1,000.00
NACS PAC	10/18/2004	\$5,000.00
Neese, Terry	10/18/2004	\$1,000.00
Nelson, Kenneth	10/18/2004	\$1,000.00
Noetzel, Terrence	10/18/2004	\$2,000.00
Ohio Republican Party	10/18/2004	\$5,000.00
PSC H20 PAC	10/18/2004	\$1,000.00
Reiter, Steven	10/18/2004	\$2,000.00
Robb, Robert	10/18/2004	\$1,000.00
Santorum 2006	10/18/2004	\$1,000.00

27092600218

Contributor Name	Date	Amount
Sasso, John	10/18/2004	\$1,000.00
Sasso, John	10/18/2004	\$1,000.00
Schaeffer, Anthony	10/18/2004	\$1,000.00
Shepard, Geoffrey	10/18/2004	\$1,000.00
Sun PAC	10/18/2004	\$2,500.00
Superior California Fed. Leadership Fund	10/18/2004	\$5,000.00
Talent for Senate Committee	10/18/2004	\$1,000.00
Tanebaum, Myles	10/18/2004	\$1,000.00
Taylor, Meghan	10/18/2004	\$2,000.00
Taylor, Wilson	10/18/2004	\$1,000.00
Templeton, John	10/18/2004	\$2,000.00
Templeton, Josephine	10/18/2004	\$2,000.00
Texas & SW Cattle Raisers Assoc. PAC	10/18/2004	\$1,500.00
Toll, Bruce	10/18/2004	\$1,000.00
Wilkinson, Nancy	10/18/2004	\$2,000.00
Picking, Rodney	10/19/2004	\$2,000.00
Amvest Corporation PAC (Amvest PAC)	10/20/2004	\$1,000.00
Bainwol, Mitchell	10/20/2004	\$1,000.00
Benham, Webster	10/20/2004	\$1,000.00
Benson, Bruce	10/20/2004	\$1,000.00
Benson, Marcy	10/20/2004	\$1,000.00
BOC Group US PAC	10/20/2004	\$2,000.00
Bryant, Cheryl	10/20/2004	\$2,000.00
Buchanan, James	10/20/2004	\$2,000.00
Case, Mike	10/20/2004	\$2,000.00
Champlin, Herbert H.	10/20/2004	\$2,000.00
Chervenka, Verline	10/20/2004	\$1,000.00
Collogan, Clement	10/20/2004	\$1,000.00
Common Sense Leadership Fund	10/20/2004	\$2,500.00
Everest, Jean	10/20/2004	\$1,000.00
Frank, Brad	10/20/2004	\$1,500.00
Frank, Kimberly	10/20/2004	\$1,500.00
Gunn, Jim	10/20/2004	\$1,000.00
Healey, Colt	10/20/2004	\$1,000.00

27092600219

Contributor Name	Date	Amount
Hecht, William	10/20/2004	\$1,000.00
Holmes, John	10/20/2004	\$2,000.00
Ivy, James	10/20/2004	\$1,000.00
Kelly, Albert	10/20/2004	\$1,000.00
Massachusetts Mutual Life Insurance Company PAC	10/20/2004	\$1,500.00
Mills, William	10/20/2004	\$1,000.00
Molinari, Susan	10/20/2004	\$1,000.00
Moorad, A. E.	10/20/2004	\$1,000.00
NorthStar Leadership PAC	10/20/2004	\$5,000.00
O'Brian, Danny	10/20/2004	\$2,000.00
Phillips, Tracie	10/20/2004	\$2,000.00
Property Casualty Insurers Assoc. of America PAC (PCIPAC)	10/20/2004	\$5,000.00
Rainey, John	10/20/2004	\$1,000.00
Rainey, John	10/20/2004	\$1,000.00
Ramsay, Charles	10/20/2004	\$1,000.00
Rasmuson, Edward	10/20/2004	\$1,000.00
Shaw, Glen	10/20/2004	\$1,000.00
Trimmell, John	10/20/2004	\$2,000.00
Ukens, Don	10/20/2004	\$1,000.00
Webb, Deborah	10/20/2004	\$1,000.00
Webb, Kent	10/20/2004	\$1,000.00
Weber, Dana	10/20/2004	\$2,000.00
Western Action PAC	10/20/2004	\$5,000.00
Woodard, Daryl	10/20/2004	\$2,000.00
Woodard, Linda	10/20/2004	\$2,000.00
Young, J. J.	10/20/2004	\$2,000.00
Angelo, Alfred	10/23/2004	\$1,000.00
Awad, Kenneth	10/23/2004	\$1,500.00
Evans, R. Marshall	10/23/2004	\$1,000.00
Luddy, Robert	10/23/2004	\$1,000.00
Rockefeller, Andrew	10/23/2004	\$1,000.00
Stone, Roger	10/23/2004	\$2,000.00
Williams, Edgar	10/23/2004	\$2,000.00
Anderson, George	10/25/2004	\$2,000.00

27092600220

Contributor Name	Date	Amount
Evans, David	10/25/2004	\$1,000.00
Fu, Tracy	10/25/2004	\$1,000.00
O'Donnell, Patricia	10/25/2004	\$1,000.00
Pullen, Penny	10/25/2004	\$1,000.00
Prentice, Cynthia	10/27/2004	\$1,000.00
Reed, Nancy	10/27/2004	\$2,000.00
Reed, Thomas	10/27/2004	\$2,000.00
Campaigne, Antony	10/28/2004	\$1,000.00
Cook, Charles	10/28/2004	\$1,000.00
Fearon, Scott	10/28/2004	\$1,000.00
Graves, Jack	10/28/2004	\$2,000.00
Mckean, Joseph	10/28/2004	\$1,000.00
Pratt, Brett	10/28/2004	\$1,000.00
Rhodes, Thomas	10/28/2004	\$2,000.00
Ablin, Karyn	10/29/2004	\$2,000.00
Beaman, Lee	10/30/2004	\$1,000.00
Burke, James	10/30/2004	\$2,000.00
Hillman, Tatnall	10/30/2004	\$1,000.00
Hilton, Lela	10/30/2004	\$2,000.00
Illsley, Rolf	10/30/2004	\$1,000.00
Kempner, Nan	10/30/2004	\$2,000.00
Kempner, Thomas	10/30/2004	\$1,600.00
Maleski, Elizabeth	10/30/2004	\$1,000.00
Runnels, Rebecca	10/30/2004	\$1,000.00
Smilow, Joel	10/30/2004	\$1,000.00
	<b>TOTAL</b>	<b>\$319,600.00</b>

**Proposed Civil Money Penalty: \$33,170.00** ((11 Notices Not Filed at \$110 each) + 10% of Overall Contributions Not Filed)

27092600221



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 MAR 26 P 4: 35

March 26, 2007

**SENSITIVE**

MEMORANDUM

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *just for Pmc*  
STAFF DIRECTOR

MARGARITA MAISONET *mm*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: FINAL DETERMINATION RECOMMENDATION –  
FAILURE TO FILE 48-HOUR NOTICES UNDER THE  
ADMINISTRATIVE FINE PROGRAM

Attached is a circulation report identifying a political committee and its treasurer against which the Commission has found reason to believe (RTB) and assessed a proposed civil money penalty calculated at RTB for failure to file the appropriate 48-Hour Notices for the 2004 General Election. The committee has paid the civil money penalty requested at RTB.

In accordance with 11 C.F.R. 111.34, the Commission shall send a final determination notice to those respondents that have paid the civil money penalty.

**RAD Recommendation**

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

27092600222

27092600223

3/26/2007 2:12 PM

Federal Election Commission  
FD Circulation Report Fine Paid  
Failure to File 48-Hour Notices - 2004 General Election  
10/14/2004 - 10/30/2004

AF Number	Committee Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1570	Coburn for Senate Committee	C00397661	Wade Stubbs	12/2/2004	Not Filed	\$319,600.00	2/7/2007	\$33,170.00	\$33,170.00	3/19/2007	\$33,170.00

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Final Determination Recommendation - ) AF 1570  
Failure To File 48-Hour Notices Under )  
The Administrative Fine Program. )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on March 30, 2007, the Commission decided by a vote of 5-0 to take the following actions in AF 1570:

1. Make a final determination that Coburn for Senate Committee and Wade Stubbs, treasurer violated 2 U.S.C. 434(a) and assess the final civil money penalty in the amount of \$33,170.00.
2. Send the appropriate letter.

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

Attest:

March 30, 2007  
Date

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

27092600224



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 3, 2007

Wade Stubbs, Treasurer  
Coburn for Senate Committee  
P.O. Box 977  
Muskogee, OK 74402

C00397661  
AF#: 1570

Dear Wade Stubbs,

On 2/7/2007, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Coburn for Senate Committee and you, as treasurer, violated 2 U.S.C. 434(a) for failing to file 48-Hour Notices for contributions of \$1,000 or more, received between 10/14/2004 and 10/30/2004, totaling \$319,600.00. By letter dated 2/12/2007, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$33,170.00 in accordance with the schedule of penalties at 11 C.F.R. 111.44.

On 3/16/2007, the Commission received payment of your civil money penalty calculated at the RTB stage. The Commission made a final determination on 3/30/2007 that you, as treasurer, and Coburn for Senate Committee violated 2 U.S.C. 434(a), assessed a civil money penalty in the amount of \$33,170.00 in accordance with 11 C.F.R. 111.44, and voted to close the file.

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

If you have any questions regarding this matter, please contact Rhiannon Ryan on our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert D. Lenhard".

Robert D. Lenhard  
Chairman  
Federal Election Commission

27092600225

FOR: Coburn for Senate Committee

FEC ID#: C00397661

AF#: 1570

PAYMENT DUE DATE: 3/19/2007

PAYMENT AMOUNT DUE: \$33,170.00

3-13-07

27092600226

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058  
SEQ# 001 \$ 0003317000 BA# 1 03-16-07 20 3



COBURN FOR SENATE 2010		1520
[REDACTED]		86-1211/1031
DATE 3-13-07		
PAY TO THE ORDER OF	Federal Election Commission	\$33,170 <sup>00</sup>
	Thirty-three thousand, one hundred-seventy & 00/100	DOLLARS
CITIZENS SECURITY BANK 970 423-3420 Mustang, OK		
FOR	calculated civil money penalty FEZ ID#: C00397661	Jerry M. Morris
[REDACTED]		



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1570

DATE SCANNED 5-24-07

SCANNER NO. 2

SCAN OPERATOR JMA

27092600227