



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1572

DATE SCANNED 6/6/07

SCANNER NO. 1

SCAN OPERATOR SES

27092602352



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 FEB 22 A 10: 10

February 21, 2006
SENSITIVE

MEMORANDUM

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK
STAFF DIRECTOR *me*

MARGARITA MAISONET
CHIEF COMPLIANCE OFFICER *me*

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION -
2006 OCTOBER MONTHLY REPORT FOR THE
ADMINISTRATIVE FINES PROGRAM

Attached is a list containing two political committees and their treasurers who failed to file the 2006 October Monthly Report in accordance with 2 U.S.C. 434(a). On February 2, 2006 and August 27, 2006, Prior Notices were sent to all monthly party and political action committees and their treasurers, informing them that the October Monthly Report was due on October 20, 2006.

Under the Administrative Fines Program, the October Monthly Report is considered an election sensitive filing for all unauthorized monthly filers.

The committees appearing on the attached list filed the required October Monthly Report prior to four (4) days before the general election, thus they would be considered late filers. In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalty outlined on the attached circulation list.

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Recommendation

- (1) Find reason to believe that the political committees and their treasurers listed on the attached circulation list violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount so indicated on the circulation list.
- (2) Send the appropriate letter.

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Federal Election Commission
Reason to Believe Circulation Report
2006 OCTOBER MONTHLY Election Sensitive 10/20/2006

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1571	C00335232	ALLEGHENY ENERGY, INC. FEDERAL POLITICAL ACTION COMMITTEE (ALLEGHENY POWERPAC - FEDERAL)	MICHAEL T. KRINER	\$414,027	1	10/27/2006	7	\$22,204	\$275
1572	C00270980	DISTRICT NO. 1 REG. MEMB POLITICAL FUND (MEMB/PAC)	MR. BILL VAN EGG	\$1,097,098	0	10/26/2006	6	\$57,376	\$900

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Reason to Believe Recommendation:) AF 1572
 2006 October Monthly Report For The)
 Administrative Fines Program: District)
 No. 1-PCD, MEBA Political Fund)
 (MEBA-PAF) and Mr. Bill Van Loo,)
 treasurer.)

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 take the following actions in AF 1572:

1. Find reason to believe that District No. 1-PCD, MEBA Political Fund (MEBA-PAF) and Mr. Bill Van Loo, treasurer, violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be in the amount of \$900.00.
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
 Mary W. Dove
 Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 1, 2007

Bill Van Loo
District No. 1-PCD, MEBA Political Fund
(MEBA-PAF)
444 N. Capitol Street, NW, Suite 8000
Washington, DC 20001

C00279380
AF#: 1572

Dear Bill Van Loo:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Monthly Report of Receipts and Disbursements covering the period through September 30th. This report shall be filed no later than October 20th. 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 10/26/2006, 6 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 2/27/2007, the FEC found that there is reason to believe ("RTB") that District No. 1-PCD, MEBA Political Fund (MEBA-PAF) and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before October 20th. 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 \$900. It is due by 4/8/2007 and is based on these factors:

Election Sensitivity of Report: Election Sensitive
Level of Activity: \$ 57,376
Number of Days Late: 6
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 4/8/2007. 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

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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

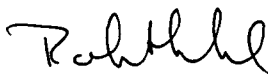
If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that District No. 1-PCD, MEBA Political Fund (MEBA-PAF) and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil 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 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

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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 \$900 for the 2006 October Monthly 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 4/8/2007. 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: District No. 1-PCD, MEBA Political Fund (MEBA-PAF)

FEC ID#: C00279380

AF#: 1572

PAYMENT DUE DATE: 4/8/2007

PAYMENT AMOUNT DUE: \$ 900

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 APR 17 P 3:40
April 17, 2007

SENSITIVE

MEMORANDUM

TO: THE COMMISSION

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

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

SUBJECT: ADMINISTRATIVE FINE PROGRAM – FINAL
DETERMINATION RECOMMENDATION FOR THE 2006
OCTOBER MONTHLY REPORT – ELECTION SENSITIVE

Attached is a list 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 timely file the 2006 October Monthly Report. The committees have paid the civil money penalties requested at RTB.

In accordance with 11 CFR 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 committees and their treasurers on the attached report 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 MONTHLY Election Sensitive 10/20/2006 P_UNAUTH

AF#	Committee Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1571	ALLEGHENY ENERGY, INC. FEDERAL POLITICAL ACTION COMMITTEE (ALLEGHENY POWERPAC - FEDERAL)	C00335232	KRINER, MICHAEL T.	10/27/2006	7	\$22,204	1	02/27/2007	\$275	\$275	4/16/2007	\$275
1572	DISTRICT NO. 1-PCD, MEBA POLITICAL FUND (MEBA-PAF)	C00279380	VAN LOO, BILL MR.	10/26/2006	6	\$59,897	0	02/27/2007	\$900	\$900	4/2/2007	\$900

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program - Final) AF 1572
Determination Recommendation for The)
2006 October Monthly Report - Election)
Sensitive. (District No. 1-PCD, MEBA))

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on April 23, 2007, the Commission decided by a vote of 5-0 to take the following actions in AF 1572:

1. Make a final determination that District No. 1-PCD, MEBA Political Fund (MEBA-PAF) and Mr. Bill Van Loo, treasurer violated 2 U.S.C. 434(a) and assess the final civil money penalty in the amount of \$900.
2. Send the appropriate letters.

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

Attest:

April 23, 2007
Date

Darlene Harris
for Mary W. Dove
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 25, 2007

Mr. Bill Van Loo, Treasurer
District No. 1-PCD, MEBA Political Fund (MEBA-PAF)
444 North Capitol Street, Suite 8000
Washington, DC 20001

C00279380
AF#: 1572

Dear Mr. Bill Van Loo,

On 2/27/2007, the Federal Election Commission ("FEC") found reason to believe ("RTB") that District No. 1-PCD, MEBA Political Fund (MEBA-PAF) and you, as treasurer, violated 2 U.S.C. 434(a) for filing late or failing to file the 2006 October Monthly Report. By letter dated 3/1/2007 the FEC sent you notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$900 in accordance with the schedule of penalties at 11 C.F.R. 111.43.

On 4/2/2007, the FEC received payment of your civil money penalty calculated at the RTB stage. The FEC made a final determination on 4/23/2007 that you, as treasurer, and District No. 1-PCD, MEBA Political Fund (MEBA-PAF) violated 2 U.S.C. 434(a), assessed a civil money penalty in the amount of \$900 in accordance with 11 C.F.R. 111.43, 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 "R. Lenhard".

Robert D. Lenhard
Chairman

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QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEQ# 001 \$ 000090000 BA# 1 03-30-07 20 9



us bancorp.
First Star Bank Corporation

5937



MEBA PAF
(An FEC Qualified Multicandidate Committee)



15-122/540

***Nine Hundred & 00/100 Dollars

03/23/2007

***\$900.00

DATE

AMOUNT

Memo:

FEDERAL ELECTIONS COMMITTEE
P.O. BOX 95182
ST LOUIS, MO 63195-2182

PAY
TO THE
ORDER
OF

Ray Davis

AUTHORIZED SIGNATURE

Security features details on back.

ED

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FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1572

DATE SCANNED 6/6/07

SCANNER NO. 1

SCAN OPERATOR EES

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