



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1686

DATE SCANNED 9/2/08

SCANNER NO. 2

SCAN OPERATOR SES

28092620268



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

COMMISSION  
SECRETARIAT

2007 APR -5 A 9:36

April 4, 2007

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK  
STAFF DIRECTOR *PMC*

MARGARITA MAISONET *g. H.*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 12 DAY  
PRE-GENERAL (QUARTERLY FILERS) AND 30 DAY POST-  
GENERAL REPORT FOR THE ADMINISTRATIVE FINE  
PROGRAM

Attached are two lists of political committees and their treasurers who failed to file or timely file the 2006 12 Day Pre-General and/or the 2004 30 Day Post-General Reports in accordance with 2 U.S.C. 434(a). The 12 Day Pre-General list is comprised of unauthorized committees filing quarterly that made general election contributions or expenditures from October 1, 2006 through October 18, 2006. The 30 Day Post-General list is comprised of authorized committees whose candidates sought election in the November 7<sup>th</sup> General Election, as well as unauthorized committees filing either quarterly or monthly.

The 12 Day Pre-General Report was due on October 26, 2006 and should cover the reporting period from October 1, 2006 through October 18, 2006. The 30 Day Post-General Report was due on December 7, 2006 and should cover the reporting period from October 19, 2006 to November 27, 2006 or from October 1, 2006 through November 27, 2006, if the 12 Day Pre-General Report was not required.

The committees appearing on the 12 Day Pre-General Report list either filed late or failed to file the report prior to four (4) days before the General Election (considered a non-filed report). The committees appearing on the 30 Day Post-General Report list either failed to file the report, filed the report more than five (5) days after the due date or

28092620269

filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with 11 C.F.R. 111.43, these committees should be assessed the civil money penalties included on the attached lists.

As noted above, the 12 Day Pre-General Report circulation list includes unauthorized committees filing quarterly that failed to file or failed to timely file the 12 Day Pre-General Report. Unlike unauthorized committees that file on a monthly basis, a quarterly filer need only file this report if it made general election contributions or expenditures between the dates of October 1, 2006 and October 18, 2006. In order to accurately identify the committees for administrative fines purposes, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 12 Day Pre-General Report (12 Day Report) submitted by an unauthorized quarterly filer was reviewed to ensure that it disclosed general election contributions or expenditures made during the coverage dates of the report. Any report meeting this definition that was filed late is included in the list. Any report not disclosing general election contributions or expenditures during this period is not included in the list, as it is not a required filing.
- Every 30 Day Post-General Report (30 Day Report) submitted by an unauthorized quarterly filer that covered the period from October 1, 2006 through November 27, 2006 (58 days), was reviewed for activity which would have required the filing of a 12 Day Pre-General Report. If our research indicated that the filing of a 12 Day Report was required, we utilized a two-step method to arrive at the estimated level of activity on which to base the fine amount. First, if the committee had any unitemized activity, a per diem level of activity was used by multiplying the total amount of activity on the report by 31% (18 days (12G Filing Period)/58 days (30G Filing Period)).
- If the same committee also failed to file the 30 Day Report in a timely manner, we based the 30 Day Report fine on the amount of the remaining level of activity. We arrived at this amount by subtracting the estimated level of activity for the 12 Day Report from the total amount of activity on the 30 Day Report. In these cases, the committees will appear on both lists and will be assessed a fine for both the 12 Day and 30 Day Reports based on the estimated levels of activity described above.

#### **Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Reports 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 Reports.
2. Send the appropriate letters.

28092620270

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1604	C00169508	AAI CORPORATION POLITICAL ACTION COMMITTEE	RICHARD F. CHRIST	\$196,951	1	11/5/2006	Not Filed	\$7,500	\$750
1605	C00366385	ADVANCED ACOUSTIC CONCEPTS INC POLITICAL ACTION COMMITTEE	SCOTT WILLIAMS	\$203,094	0	12/8/2006	Not Filed	\$3,599	\$500
1606	C00340356	ADVANCED MEDICAL TECHNOLOGY ASSOCIATION POLITICAL ACTION COMMITTEE	KENNETH MENDEZ	\$413,835	0	11/2/2006	7	\$2,000	\$120
1607	C00141242	AGRI-MARK INC LEGISLATIVE AND EDUCATIONAL COMMITTEE (ALEC)	HAROLD LARRABEE	\$106,244	1	12/15/2006	Not Filed	\$2,000	\$625
1608	C00325159	AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE	STANLEY GADEK	\$143,814	0	1/15/2007	Not Filed	\$7,129	\$600
1609	C00352054	ARMENIAN AMERICAN PAC (ARMENPAC)	DR. SARKIS KECHEJIAN	\$281,080	0	12/3/2006	Not Filed	\$5,577	\$600
1610	C00363382	AVAYA INCORPORATED POLITICAL ACTION COMMITTEE	CHARLES E. CROWDERS	\$143,681	0	12/8/2006	Not Filed	\$3,350	\$500
1611	C00204388	BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC)	IRA LAMMEL	\$189,003	2	11/2/2006	7	\$6,000	\$255
1612	C00078287	GNA FINANCIAL CORPORATION CITIZENS FOR GOOD GOVERNMENT	KAREN MELCHERT	\$345,872	0	12/12/2006	Not Filed	\$26,149	\$1,400

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1613	C00304832	CONSTELLATION BRANDS INC POLITICAL ACTION COMMITTEE	PERRY HUMPHREY	\$372,102	1	11/6/2006	Not Filed	\$7,554	\$750
1614	C00303818	COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARH PAC)	TRAVIS A. MILLER	\$100,735	0	12/29/2006	Not Filed	\$1,457	\$500
1615	C00160630	DRUMMOND COMPANY INC POLITICAL ACTION COMMITTEE (DPAC)	MR. SCOTT O. STANFIELD	\$128,650	0	11/1/2006	6	\$8,500	\$160
1616	C00135855	ENERGEN CORPORATION POLITICAL ACTION COMMITTEE F/K/A ALAGASCO INC PAC	MR. DUDLEY REYNOLDS	\$171,512	0	11/8/2006	Not Filed	\$13,000	\$900
1617	C00366070	FAA MANAGERS ASSOCIATION INC PAC	MR. LOUIS H. DUPART	\$364,004	0	12/6/2006	Not Filed	\$8,369	\$600
1618	C00400242	FLORIDA FOR AMERICAS FUTURE PAC	HUGH WESTBROOK	\$112,600	0	12/6/2006	Not Filed	\$24,200	\$900
1619	C00349639	FLORIDA PBA INC FRIENDS OF LAW ENFORCEMENT	DAVID BRUCE MURRELL	\$112,445	0	12/7/2006	Not Filed	\$10,161	\$900
1620	C00012328	FLORIDA SUGAR CANE LEAGUE PAC	RYAN WESTON	\$385,029	0	12/6/2006	Not Filed	\$1,000	\$500
1621	C00242040	FOREST LANDOWNERS ASSOCIATION INC POLITICAL ACTION COMMITTEE	SCOTT JONES	\$145,222	0	12/21/2006	Not Filed	\$2,852	\$500
1622	C00297531	GOVERNMENT IS NOT GOD	NANCY M. MURRAY	\$133,277	0	11/8/2006	Not Filed	\$10,769	\$900
1623	C00338848	HOOSIER POLITICAL ACTION COMMITTEE (HOOSIER PAC)	GILEAD KAPEN	\$516,237	1	11/30/2006	Not Filed	\$37,000	\$1,750
1624	C00303073	INTERNATIONAL COUNCIL OF CRUISE LINES POLITICAL ACTION COMM (ICCL-PAC)	J. MICHAEL CRYE	\$317,704	0	12/7/2006	Not Filed	\$6,000	\$600

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1625	C00212142	KIRKLAND	STEPHEN TOMENSON	\$208,482	0	12/5/2006	Not Filed	\$1,933	\$500
1626	C00284810	MARRIOTT INTERNATIONAL, INC. POLITICAL ACTION COMMITTEE	MS. MELISSA FROELICH	\$303,418	0	12/6/2007	Not Filed	\$31,748	\$1,400
1627	C00413575	MWW GROUPING POLITICAL ACTION COMMITTEE THE	SETH ROSENSTEIN	\$115,565	0	1/22/2006	Not Filed	\$5,305	\$600
1628	C00296657	OHIO FINANCIAL SERVICES POLITICAL ACTION COMMITTEE	MR. JOSEPH R. SANDER	\$127,643	0	11/6/2006	Not Filed	\$9,773	\$600
1629	C00383489	PUBLIC SERVICE ENTERPRISE GROUP INC. POLITICAL ACTION COMMITTEE (PEGPAC)	MR. MARK G. KAHRER	\$217,457	0	11/21/2006	Not Filed	\$13,068	\$900
1630	C00363812	RECREATIONAL FISHING ALLIANCE, PAC	SCHNELLER A. STACEY	\$156,919	0	12/8/2006	Not Filed	\$13,184	\$900
1631	C00407130	REHAB CARE GROUP INC PAC	MARK ANTHONY BOGOMICH	\$129,589	0	12/7/2006	Not Filed	\$3,567	\$500
1632	C00345132	REPUBLICAN JEWISH COALITION-POLITICAL ACTION COMMITTEE (RJC-PAC)	MATTHEW BROOKS	\$304,333	0	12/8/2006	Not Filed	\$32,000	\$1,400
1633	C00368696	RESPONSIBILITY AND FREEDOM WORK PAC (REWPAK)	JOHN P. NAIL	\$105,727	0	1/12/2007	Not Filed	\$4,115	\$500
1634	C00411611	SECURE PAC	LONDON THOMPSON	\$101,961	0	12/7/2006	Not Filed	\$57,015	\$3,000
1635	C00402669	SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE	THOMAS E. DUNN	\$183,625	0	12/4/2006	Not Filed	\$6,370	\$600
1636	C00392621	SNOW PAC	STANLEY R. DE WAAL	\$534,667	0	12/8/2006	Not Filed	\$33,367	\$1,400

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1637	C00381459	SOCIETY FOR VASCULAR SURGERY POLITICAL ACTION COMMITTEE	REBECCA MARON	\$169,667	0	11/30/2006	Not Filed	\$2,364	\$500
1638	C00359984	SOUTHEAST MILK INC POLITICAL ACTION COMMITTEE	CHARLES GARRISON	\$101,623	0	12/7/2006	Not Filed	\$7,000	\$600
1639	C00417576	TERRIPAC UNITED ASSN	BRIAN SCHIAVO	\$115,452	1	11/1/2006	6	\$3,615	\$137
1640	C00173419	JOURNEYMEN & APPRENT OF PLUMB & PIPEFITTING IND LOCAL 322 COMM FOR POLED	JAMES REED	\$1,103,402	0	11/1/2006	6	\$24,696	\$210
1641	C00390575	WELLCARE HEALTH PLANS INC PAC (WELLCARE PAC)	DAVID K SMITH	\$150,163	0	12/5/2006	Not Filed	\$17,500	\$900

Federal Election Commission  
Reason to Believe Circulation Report  
2006 POST-GENERAL Non Election Sensitive 12/07/2006 UNAUTH & AUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1642	C00325159	AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE		STANLEY GADEK	\$148,703	0	1/15/2007	Not Filed	\$4,889	\$250
1643	C00396028	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	WILLIAM LAWSON	\$747,929	3	1/11/2007	Not Filed	\$148,867	\$7,875
1644	C00416404	ARCH LEADERSHIP PAC		JOHN ROSS TRUMAN	\$133,843	0		Not Filed	\$48,281 (est)	\$900
1645	C00427617	BLUE AMERICA PAC		HOWARD KLEIN	\$110,555	0	1/23/2007	Not Filed	\$58,689	\$2,700
1646	C00174847	BREWERY SOFT DRINK BEER DISTR OPTICAL DENTAL MISC WORKERS WAREHOUSEMAN HELP LOCAL 830 PAC		DANIEL H. GRACE	\$360,351	1	1/5/2007	29	\$40,003	\$975
1647	C00423335	BYRNE FOR CONGRESS COMMITTEE THE	BYRNE, MARK	JILL K. HIGBY	\$743,413	0	3/14/2007	Not Filed	\$36,327	\$900
1648	C00419143	CHAD KLUKO FOR CONGRESS COMMITTEE	KLUKO, CHAD	MARK KLUKO	\$176,646	0		Not Filed	\$35,328 (est)	\$900
1649	C00421693	CHRISTIAN BURRIDGE FOR CONGRESS	BURRIDGE, CHRISTIAN	DANIEL CARR	\$136,908	0	2/2/2007	Not Filed	\$28,919	\$900
1650	C00415604	CITIZENS FOR ACTION		NANCY T. KANJORSKI	\$305,153	0	1/10/2007	Not Filed	\$40,281	\$900
1651	C00062224	GLOBOX COMPANY EMPLOYEES' POLITICAL ACTION COMMITTEE THE		VICTORIA JONES	\$112,106	0	1/9/2007	Not Filed	\$4,438	\$250
1652	C00416321	COMMITTEE TO ELECT BRAD BLANTON	BLANTON, BRAD	JUSTIN BURCHARD	\$112,351	0		Not Filed	\$22,470 (est)	\$500
1653	C00426783	COMMITTEE TO ELECT RICK TRENT THE	TRENT, RICK LYNN	LISA JO TRENT	\$157,095	0	12/13/2006	6	\$26,805	\$320
1654	C00394692	COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS	VADEN, WILLIAM ROSS	WILLIAM ROSS VADEN	\$244,212	1		Not Filed	\$27,135	\$1,125
1655	C00125534	COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND		TOM PEDRICK	\$433,971	0	1/2/2007	26	\$62,963	\$2,250

28092620276

4/4/2007 3:33 PM

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1656	C00111237	COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND		RICHARD E. FITZSIMMONS	\$133,149	0	1/11/2007	Not Filed	\$28,574	\$900
1657	C00379834	CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC		GREGORY E. SANBORN	\$139,379	1	2/28/2007	Not Filed	\$24,388	\$625
1658	C00387555	COUNCIL FOR A LIVABLE WORLD CANDIDATE FUND		JOHN D. ISAACS	\$516,010	0	12/13/2006	6	\$76,052	\$1,000
1659	C00303818	COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARHPAC)		TRAVISIA MILLER	\$103,976	0	12/29/2006	22	\$3,243	\$135
1660	C00369801	DAVID SCOTT FOR CONGRESS	SCOTT, DAVID ALBERT	HANK AARON	\$2,595,854	0	12/16/2006	9	\$435,592	\$3,800
1661	C00242040	FOREST LANDOWNERS ASSOCIATION, INC. POLITICAL ACTION COMMITTEE		SCOTT JONES	\$151,570	0	12/21/2006	14	\$6,348	\$120
1663	C00131557	HEARTLAND PAC		DAVID B. ORLEAN	\$140,402	0	1/5/2007	29	\$63,749	\$2,475
1664	C00411512	KANNO FOR CONGRESS	KANNO, JOHN	LEE NEVES	\$294,209	0		Not Filed	\$36,776 (est)	\$900
1665	C00266603	KERN COUNTY REPUBLICAN CENTRAL COMMITTEE		CRAIG HENDERSON	\$590,830	1	12/18/2006	11	\$14,708	\$193
1666	C00428615	LAKE COUNTY DEMOCRATIC PARTY FEDERAL COMMITTEE		PETER A. COUVALL	\$585,876	0	1/4/2007	28	\$189,533	\$5,000
1667	C00420091	MAATTA FOR CONGRESS CAMPAIGN COMMITTEE	MAATTA, RANDAL G	DEBRA C. MAATTA	\$194,712	3		Not Filed	\$64,904 (est)	\$4,725
1668	C00003111	MAINE REPUBLICAN PARTY		PHILIP ROY, JR.	\$961,378	0	12/20/2006	13	\$26,507	\$460
1669	C00416131	MIDWEST VALUES PAC (MVP)		THOMAS BORMAN	\$2,194,927	0	1/11/2007	26	\$352,447	\$9,000
1670	C00424077	MIKE MCGRAW FOR CONGRESS	MCGRAW, MICHAEL EDWARD	A ROBERT MUZIO	\$131,898	0	1/29/2007	Not Filed	\$28,452	\$900
1671	C00174854	MONTANA CREDIT UNIONS LEAGUE POLITICAL ACTION COMMITTEE		JERRY W. GUSTAFSON	\$184,776	0	1/29/2007	Not Filed	\$6,396	\$300

28092620277

4/4/2007 3:33 PM

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1673	C00369884	MZM INC PAC		MS JEANNE GONEL	\$178,700	0		Not Filed	\$35,741 (est)	\$900
1674	C00188987	NATIONAL ASSOCIATION FOR HOME CARE POLITICAL ACTION COMMITTEE		MICHAEL N. WOODS	\$137,626	2	1/11/2007	Not Filed	\$1,357	\$375
1675	C00012211	NORTH CAROLINA DENTAL PAC		ARON TROMANN	\$124,000	0	1/6/2007	30	\$240	\$175
1676	C00416511	PENNSYLVANIA PAC FOR PROGRESS		JONATHAN ROBERT KING	\$149,370	0		Not Filed	\$37,679 (est)	\$900
1677	C00266536	PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE		MR WILLIAM ESTEY	\$231,502	0		Not Filed	\$46,300 (est)	\$900
1678	C00025395	PNM RESPONSIBLE CITIZENS GROUP		JOHN R. LOYACK	\$101,173	0	12/18/2006	11	\$5,097	\$105
1679	C00368696	RESPONSIBILITY AND FREEDOM WORK PAC (REWPAC)		JOHN P. NAIL	\$141,842	0	1/16/2007	Not Filed	\$35,415	\$900
1680	C00409359	SAN MATEO COUNTY DEMOCRATIC CENTRAL COMMITTEE		JUDITH A. CHRISTENSEN	\$160,523	0		Not Filed	\$12,832 (est)	\$500
1681	C00278788	SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE		RAYMOND E. GRIFFIN JR	\$150,036	0	1/12/2007	Not Filed	\$21,496	\$500
1683	C00178541	TEAMSTERS JOINT COUNCIL 53 POLITICAL ACTION COMMITTEE		PAUL CARBUJELLO	\$288,780	0	1/12/2007	Not Filed	\$50,002	\$2,700
1684	C00009357	THE RECORDING INDUSTRY ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE		MITCH GLAZIER	\$323,689	0	12/14/2006	7	\$12,000	\$135
1685	C00414417	TOM BARLOW FOR CONGRESS '06	BARLOW THOMAS III	SHIRLEY J. BARLOW	\$240,749	0	12/14/2006	7	\$86,118	\$1,100
1686	C00415612	TRUPIANO FOR CONGRESS	TRUPIANO, TONY	KENNETH KRANZ	\$217,560	0	12/15/2006	8	\$51,966	\$900
1687	C00173419	UNITED ASSN JOURNEYMEN & APPRENTICE OF PLUMB & PIPEFITTING-IND. LOCAL 322 COMM FOR POLED		JAMES REED	\$1,178,592	0	12/29/2006	22	\$75,121	\$2,600

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1688	C00063586	UNITED STATES BEET SUGAR ASSOCIATION POLITICAL ACTION COMMITTEE		JAMES JOHNSON	\$154,516	0	1/25/2007	Not Filed	\$1,000	\$250
1689	C00422139	VOTE GRIFFITH	GRIFFITH, WILLIAM	JEAN GRIFFITH	\$109,272	0	12/25/2006		\$35,907	\$580
1690	C00421628	WEGNER FOR CONGRESS	WEGNER, KENNETH ALEXANDER	KENNETH WEGNER	\$192,120	1	3/28/2007	Not Filed	\$23,586	\$625
1691	C00419614	WILSON/AURBACH FOR CONGRESS COMMITTEE	AURBACH, WILSON	JORDAN WALDRUP	\$147,275	0	1/23/2007	Not Filed	\$8,065	\$300
1693	C00421131	ZANZI FOR CONGRESS	ZANZI, TALO ANDRES	RYAN ADRIAN MOREN	\$656,819	1	12/18/2006	(1)	\$109,643	\$2,468



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**SENSITIVE**

DATE & TIME OF TRANSMITTAL: Thursday, April 5, 2007 11:00

BALLOT DEADLINE: Tuesday, April 10, 2007 4:00

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

SUBJECT: RTB Recommendation – 2006 12 Day Pre-General (Quarterly Filers) and 30 Day Post-General Report For The Administrative Fine Program. Memorandum from the Assistant Staff Director, Reports Analysis Division dated April 4, 2007.

- ( ) 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

28092620279

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation 12 )  
Day Pre-General (Quarterly Filers) and 30 )  
Day Post-General Report For The )  
Administrative Fine Program: )  
DAVID SCOTT FOR CONGRESS, and ) AF# 1660  
HANK AARON as treasurer; )  
TOM BARLOW FOR CONGRESS '06, and ) AF# 1685  
SHIRLEY J BARLOW as treasurer; )  
TRUPIANO FOR CONGRESS, and Kranz, ) AF# 1686  
Kenneth as treasurer; )  
ZANZI FOR CONGRESS, and RYAN ) AF# 1693  
ADRIAN MORFIN as treasurer; )  
VOTE GRIFFITH, and MRS JEAN C ) AF# 1689  
GRIFFITH as treasurer; )  
COMMITTEE TO ELECT RICK TRENT; ) AF# 1653  
THE, and LISA JO TRENT as treasurer; )  
KANNO FOR CONGRESS, and Neves, ) AF# 1664  
Lee as treasurer; )  
TAN NGUYEN FOR CONGRESS, and ) AF# 1683  
Tello, Emilee as treasurer; )  
MIKE MCGRAW FOR CONGRESS, and ) AF# 1670  
A ROBERT MUZIO as treasurer; )  
  
BYRNE FOR CONGRESS COMMITTEE; ) AF# 1647  
THE, and JILL K HUEY as treasurer; )  
WEGNER FOR CONGRESS, and ) AF# 1690  
KENNETH WEGNER as treasurer; )  
CHAD KLUKO FOR CONGRESS ) AF# 1648  
COMMITTEE, and MARK KLUKO as )  
treasurer; )  
MAATTA FOR CONGRESS CAMPAIGN ) AF# 1667  
COMMITTEE, and DEBRA C MAATTA )  
as treasurer; )  
AL GREEN FOR CONGRESS, and ) AF# 1643  
WILLIAM A LAWSON as treasurer; )

28092620280

Federal Election Commission  
Certification for Administrative Fines  
April 10, 2007

COMMITTEE TO ELECT WILLIAM ) AF# 1654  
(WILLIE) VADEN FOR CONGRESS, and )  
WILLIAM ROSS VADEN as treasurer; )  
WILSON AURBACH FOR CONGRESS ) AF# 1691  
COMMITTEE, and JORDAN WALDREP )  
as treasurer; )  
CHRISTIAN BURRIDGE FOR ) AF# 1649  
CONGRESS, and DANIEL CLYDE CARR )  
as treasurer; )  
COMMITTEE TO ELECT BRAD ) AF# 1652  
BLANTON, and Burchard, Justin as )  
treasurer; )  
COUNCIL FOR AFFORDABLE AND ) AF# 1659  
RURAL HOUSING PAC INC (CARH )  
PAC), and TRAVIS A MILLER as )  
treasurer; )

BREWERY SOFT DRINK BEER DISTR ) AF# 1646  
OPTICAL DENTAL MISC WORKERS )  
WAREHOUSEMAN HELP LOCAL 830 )  
PAC, and DANIEL H GRACE as treasurer; )  
COMPOSITION ROOFERS LOCAL ) AF# 1655  
UNION #30 POLITICAL ACTION & )  
EDUCATION FUND, and TOM PEDRICK )  
as treasurer; )  
COUNCIL FOR A LIVABLE WORLD ) AF# 1658  
CANDIDATE FUND, and JOHN D. )  
ISAACS as treasurer; )  
FOREST LANDOWNERS ) AF# 1661  
ASSOCIATION INC. POLITICAL )  
ACTION COMMITTEE, and Jones, Scott )  
as treasurer; )  
HEARTLAND PAC FKA: ) AF# 1663  
YOUNGSTOWN, and DAVID B. )  
ORLEAN as treasurer; )  
NORTH CAROLINA DENTAL PAC, and ) AF# 1675  
AARON TROPMANN as treasurer; )  
PNM RESPONSIBLE CITIZENS GROUP, ) AF# 1678  
and JOHN R LOYACK as treasurer; )  
RECORDING INDUSTRY ) AF# 1679  
ASSOC/AMERICA INC POLITICAL )  
ACTION COMMITTEE (FKA )  
RECORDING ARTS PAC), and )  
JENNIFER L. BENDALL as treasurer; )

28092620281

Federal Election Commission  
Certification for Administrative Fines  
April 10, 2007

28092620282

UNITED ASSN JOURNEYMEN & ) AF# 1687  
APPRENT OF PLUMB & PIPEFITTING )  
IND LOCAL 322 COMM FOR POL ED, )  
and JAMES REED as treasurer; )

LAKE COUNTY DEMOCRATIC PARTY ) AF# 1666  
FEDERAL COMMITTEE, and Couvall, )  
Peter A. as treasurer; )

KERN COUNTY REPUBLICAN ) AF# 1665  
CENTRAL COMMITTEE, and )  
HENDERSON, CRAIG as treasurer; )

MAINE REPUBLICAN PARTY, and ) AF# 1668  
Philip Roy Jr. as treasurer; )

ARCH LEADERSHIP PAC, and JOHN ) AF# 1644  
ROSS TRUMAN as treasurer; )

BLUE AMERICA PAC, and HOWARD ) AF# 1645  
KLEIN as treasurer; )

CITIZENS FOR ACTION, and NANCY T ) AF# 1650  
KANJORSKI as treasurer; )

CONTRA COSTA UNITED ) AF# 1657  
DEMOCRATIC CAMPAIGN AKA )

CCUDC, and GREGORY E SANBORN as )  
treasurer; )

PENNSYLVANIA PAC FOR PROGRESS, ) AF# 1676  
and JONATHAN ROBERT KING as )  
treasurer; )

AIRTRAN AIRWAYS INC POLITICAL ) AF# 1642  
ACTION COMMITTEE, and Gadek, )  
Stanley as treasurer; )

CLOX COMPANY EMPLOYEES' ) AF# 1651  
POLITICAL ACTION COMMITTEE, THE, )  
and VICTORIA JONES as treasurer; )

COMPRESSED AIR FREE AIR ) AF# 1656  
FOUNDATION TUNNEL CAISSON )  
SUBWAY WORKERS POLITICAL )  
ACTION FUND, and RICHARD E )  
FITZSIMMONS as treasurer; )

MIDWEST VALUES PAC (MVP), and ) AF# 1669  
Thomas Borman as treasurer; )

MONTANA CREDIT UNIONS LEAGUE ) AF# 1671  
POLITICAL ACTION COMMITTEE, and )  
JERRY W GUSTAFSON as treasurer; )  
MZM INC. PAC, and O'Neil, Jeanne Ms. as ) AF# 1673  
treasurer; )  
NATIONAL ASSOCIATION FOR HOME ) AF# 1674  
CARE POLITICAL ACTION )  
COMMITTEE, and MICHAEL N )  
WOODS as treasurer; )  
PHILLIPS INTERNATIONAL INC ) AF# 1677  
POLITICAL ACTION COMMITTEE, and )  
Estey, William Mr. as treasurer; )  
RESPONSIBILITY AND FREEDOM ) AF# 1680  
WORK PAC (RFPAC), and JOHN P )  
NAIL as treasurer; )  
TEAMSTERS JOINT COUNCIL 53 ) AF# 1684  
POLITICAL ACTION COMMITTEE, and )  
cardullo, paul as treasurer; )  
UNITED STATES BEET SUGAR ) AF# 1688  
ASSOCIATION POLITICAL ACTION )  
COMMITTEE, and JAMES JOHNSON as )  
treasurer; )  
SAN MATEO COUNTY DEMOCRATIC ) AF# 1681  
CENTRAL COMMITTEE, and JUDITH A )  
CHRISTENSEN as treasurer; )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on April 10, 2007 the Commission took the following actions on the Reason To Believe Recommendation 12 Day Pre-General (Quarterly Filers) and 30 Day Post-General Report For The Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated April 04, 2007, on the following committees:

AF#1660 Decided by a vote of 4-0 to: (1) find reason to believe that DAVID SCOTT FOR CONGRESS, and HANK AARON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount

28092620283

indicated on the report; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1685 Decided by a vote of 4-0 to: (1) find reason to believe that TOM BARLOW FOR CONGRESS '06, and SHIRLEY J BARLOW 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1686 Decided by a vote of 4-0 to: (1) find reason to believe that TRUPIANO FOR CONGRESS, and Kranz, Kenneth 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1693 Decided by a vote of 4-0 to: (1) find reason to believe that ZANZI FOR CONGRESS, and RYAN ADRIAN MORFIN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1689 Decided by a vote of 4-0 to: (1) find reason to believe that VOTE GRIFFITH, and MRS JEAN C GRIFFITH 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1653 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT RICK TRENT; THE, and LISA JO TRENT 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1664 Decided by a vote of 4-0 to: (1) find reason to believe that KANNO FOR CONGRESS, and Neves, Lee 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620284

AF#1683 Decided by a vote of 4-0 to: (1) find reason to believe that TAN NGUYEN FOR CONGRESS, and Tello, Emilee 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1670 Decided by a vote of 4-0 to: (1) find reason to believe that MIKE MCGRAW FOR CONGRESS, and A ROBERT MUZIO 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1647 Decided by a vote of 4-0 to: (1) find reason to believe that BYRNE FOR CONGRESS COMMITTEE; THE, and JILL K HUEY 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1690 Decided by a vote of 4-0 to: (1) find reason to believe that WEGNER FOR CONGRESS, and KENNETH WEGNER 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1648 Decided by a vote of 4-0 to: (1) find reason to believe that CHAD KLUKO FOR CONGRESS COMMITTEE, and MARK KLUKO 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1667 Decided by a vote of 4-0 to: (1) find reason to believe that MAATTA FOR CONGRESS CAMPAIGN COMMITTEE, and DEBRA C MAATTA as treasurer

28092620285

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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1643 Decided by a vote of 4-0 to: (1) find reason to believe that AL GREEN FOR CONGRESS, and WILLIAM A LAWSON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1654 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS, and WILLIAM ROSS VADEN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1691 Decided by a vote of 4-0 to: (1) find reason to believe that WILSON AURBACH FOR CONGRESS COMMITTEE, and JORDAN WALDREP 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1649 Decided by a vote of 4-0 to: (1) find reason to believe that CHRISTIAN BURRIDGE FOR CONGRESS, and DANIEL CLYDE CARR 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1652 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT BRAD BLANTON, and Burchard, Justin 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not object.

AF#1659 Decided by a vote of 4-0 to: (1) find reason to believe that COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARH PAC), and TRAVIS A MILLER 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

28092620286

appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1646 Decided by a vote of 4-0 to: (1) find reason to believe that BREWERY SOFT DRINK BEER DISTR OPTICAL DENTAL MISC WORKERS WAREHOUSEMAN HELP LOCAL 830 PAC, and DANIEL H GRACE 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1655 Decided by a vote of 4-0 to: (1) find reason to believe that COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND, and TOM PEDRICK 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1658 Decided by a vote of 4-0 to: (1) find reason to believe that COUNCIL FOR A LIVABLE WORLD CANDIDATE FUND, and JOHN D. ISAACS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1661 Decided by a vote of 4-0 to: (1) find reason to believe that FOREST LANDOWNERS ASSOCIATION INC. POLITICAL ACTION COMMITTEE, and Jones, Scott 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1663 Decided by a vote of 4-0 to: (1) find reason to believe that HEARTLAND PAC FKA: YOUNGSTOWN, and DAVID B. ORLEAN 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 letter. Commissioners Lenhard,

28092620287

Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1675 Decided by a vote of 4-0 to: (1) find reason to believe that NORTH CAROLINA DENTAL PAC, and AARON TROPMANN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1678 Decided by a vote of 4-0 to: (1) find reason to believe that PNM RESPONSIBLE CITIZENS GROUP, and JOHN R LOYACK 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1679 Decided by a vote of 4-0 to: (1) find reason to believe that RECORDING INDUSTRY ASSOC/AMERICA INC POLITICAL ACTION COMMITTEE (FKA RECORDING ARTS PAC), and JENNIFER L. BENDALL 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1687 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED ASSN JOURNEYMEN & APPRENT OF PLUMB & PIPEFITTING IND LOCAL 322 COMM FOR POL ED, and JAMES REED 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1666 Decided by a vote of 4-0 to: (1) find reason to believe that LAKE COUNTY DEMOCRATIC PARTY FEDERAL COMMITTEE, and Couvall, Peter A. 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

28092620288

letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1665 Decided by a vote of 4-0 to: (1) find reason to believe that KERN COUNTY REPUBLICAN CENTRAL COMMITTEE, and HENDERSON, CRAIG 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1668 Decided by a vote of 4-0 to: (1) find reason to believe that MAINE REPUBLICAN PARTY, and Philip Roy Jr. 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1644 Decided by a vote of 4-0 to: (1) find reason to believe that ARCH LEADERSHIP PAC, and JOHN ROSS TRUMAN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1645 Decided by a vote of 4-0 to: (1) find reason to believe that BLUE AMERICA PAC, and HOWARD KLEIN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1650 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS FOR ACTION, and NANCY T KANJORSKI 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1657 Decided by a vote of 4-0 to: (1) find reason to believe that CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC, and GREGORY E SANBORN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620289

AF#1676 Decided by a vote of 4-0 to: (1) find reason to believe that PENNSYLVANIA PAC FOR PROGRESS, and JONATHAN ROBERT KING 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1642 Decided by a vote of 4-0 to: (1) find reason to believe that AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE, and Gadek, Stanley 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1651 Decided by a vote of 4-0 to: (1) find reason to believe that CLOROX COMPANY EMPLOYEES' POLITICAL ACTION COMMITTEE, THE, and VICTORIA 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1656 Decided by a vote of 4-0 to: (1) find reason to believe that COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND, and RICHARD E FITZSIMMONS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1669 Decided by a vote of 4-0 to: (1) find reason to believe that MIDWEST VALUES PAC (MVP), and Thomas Borman 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1671 Decided by a vote of 4-0 to: (1) find reason to believe that MONTANA CREDIT UNIONS LEAGUE POLITICAL ACTION COMMITTEE, and JERRY W

28092620290

GUSTAFSON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1673 Decided by a vote of 4-0 to: (1) find reason to believe that MZM INC. PAC, and O'Neil, Jeanne 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1674 Decided by a vote of 4-0 to: (1) find reason to believe that NATIONAL ASSOCIATION FOR HOME CARE POLITICAL ACTION COMMITTEE, and MICHAEL N WOODS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1677 Decided by a vote of 4-0 to: (1) find reason to believe that PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE, and Estey, William 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1680 Decided by a vote of 4-0 to: (1) find reason to believe that RESPONSIBILITY AND FREEDOM WORK PAC (RFPAC), and JOHN P NAIL 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1684 Decided by a vote of 4-0 to: (1) find reason to believe that TEAMSTERS JOINT COUNCIL 53 POLITICAL ACTION COMMITTEE, and cardullo, paul 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1688 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED STATES BEET SUGAR ASSOCIATION POLITICAL ACTION COMMITTEE, and JAMES JOHNSON 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;

16702976087

(2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1681 Decided by a vote of 4-0 to: (1) find reason to believe that SAN MATEO COUNTY DEMOCRATIC CENTRAL COMMITTEE, and JUDITH A CHRISTENSEN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

Attest:

April 11, 2007  
Date

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

28092620292



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 12, 2007

Kenneth Kranz  
Trupiano for Congress  
7236 N. Layfayette  
Dearborn Heights, MI 48127

C00415612  
AF#: 1686

Dear Kenneth Kranz:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled general election for which the candidate sought election. This report, covering the period through 11/27/2006, shall be filed no later than 12/7/2006, 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 12/15/2006, 8 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 4/10/2007, the FEC found that there is reason to believe ("RTB") that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before 12/7/2006. 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 5/20/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$51,966  
Number of Days Late: 8  
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 5/20/2007. 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

28092620295

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**

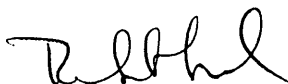
If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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](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

28092620294

---

**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 30 Day Post-General Election 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 5/20/2007. 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1686

PAYMENT DUE DATE: 5/20/2007

PAYMENT AMOUNT DUE: \$900

28092620295



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 MAY -9 P 4: 52

May 9, 2007

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *JMC*  
STAFF DIRECTOR

MARGARITA MAISONET *MM*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 YEAR  
END REPORT FOR THE ADMINISTRATIVE FINE PROGRAM

Attached is a list of political committees and their treasurers who failed to file or failed to timely file the 2006 Year End Report in accordance with 2 U.S.C. 434(a). The Year End Report was due on January 31, 2007.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days after the due date, or filed the report more than thirty (30) days after the due date (considered a non-filed report). 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 penalties highlighted on the attached circulation report.

28092620296

28092620297

**Recommendation**

- 1.
2. Find reason to believe that all other 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.
3. Send the appropriate letters.

Federal Election Commission  
Reason to Believe Circulation Report  
2006 YEAR-END Not Election Sensitive 01/31/2007 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1697	C00038604	AMERICAN FINANCIAL SERVICES ASSOCIATION PAC		MR. BILL HIMPLER	\$626,701	0	2/14/2007	14	\$11,400	\$170
1698	C00413534	ANDY MICHAUD FOR CONGRESS	MICHAUD, ANDY	ANDY MICHAUD	\$349,922	0		Not Filed	\$49,989 (est)	\$900
1699	C00416404	ARCH LEADERSHIP PAC		JOHN ROSS TRUMAN	\$133,843	0		Not Filed	\$44,614 (est)	\$900
1701	C00423608	BEATTY FOR CONGRESS COMMITTEE	BEATTY, JEFFREY K	JUDITH GRANDINETTI	\$181,670	0	4/27/2007	Not Filed	\$1,387	\$250
1702	C00423335	BYRNE FOR CONGRESS COMMITTEE, THE	BYRNE, MARK	JILL K. HUEY	\$148,107	0	4/6/2007	Not Filed	\$4,694	\$250
1706	C00427229	COMMITTEE TO ELECT SEKHON FOR CONGRESS	SEKHON, ARJINDERPAL SINGH	DALJIT KAUR SEKHON	\$356,831	0	3/12/2007	Not Filed	\$7,498	\$300
1707	C00111237	COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND		RICHARD E. FITZSIMMONS	\$141,104	0	2/15/2007	15	\$7,954	\$125
1708	C00218172	CONSERVATIVE VICTORY COMMITTEE		LEIFE NOREN	\$100,252	0		Not Filed	\$16,709 (est)	\$500
1709	C00379834	CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC		GREGORY E. SANBORN	\$145,026	1	2/28/2007	28	\$5,647	\$237
1711	C00424051	GREEN FOR CHANGE	GREEN, ROGER LEON	CORAMINITA MAHR	\$122,014	1	3/7/2007	Not Filed	\$4,200	\$312
1712	C00414177	HOMER HARTAGE	HARTAGE, HOMER L	BLACK, ERICA	\$353,490	0	4/14/2007	Not Filed	\$9,254	\$300

28092620299

5/9/2007 12:48 PM

**AF# Committee ID Committee Name Candidate Name Treasurer Threshold PV Receipt Date Days Late LOA RTB Penalty**

1714	C00418152	JACOBS FOR CONGRESS	JACOBS, THOR MICHAEL	WIELARD STEPHEN HAYNES	\$121,238	0	2/7/2007	Not Filed	\$40,413 (est)	\$900
------	-----------	---------------------	----------------------	------------------------------	-----------	---	----------	-----------	----------------	-------

1717	C00393702	KING FOR CONGRESS	KING, GARY KENNETH	BRUCE MALOTT	\$118,789	0	2/7/2007	7	\$14,561	\$135
------	-----------	-------------------	--------------------	--------------	-----------	---	----------	---	----------	-------

1720	C00424077	MIKE MCGRAW FOR CONGRESS	MCGRAW, MICHAEL EDWARD	A. ROBERT WUZIO	\$131,898	0		Not Filed	\$32,975 (est)	\$900
------	-----------	--------------------------	------------------------	-----------------	-----------	---	--	-----------	----------------	-------

1722	C00399287	NEXT POLITICAL ACTION COMMITTEE		PATRICK LINEHAN	\$103,302	0	3/2/2007	30	\$3,600	\$175
------	-----------	---------------------------------	--	-----------------	-----------	---	----------	----	---------	-------

1724	C00300939	OHIO ASSOCIATION OF MORTGAGE-BROKERS PAC (OAMB PAC)		JIM STEINBERG	\$115,420	1		Not Filed	\$16,489 (est)	\$625
------	-----------	---	--	---------------	-----------	---	--	-----------	----------------	-------

1725	C00422329	OSTROW FOR CONGRESS	OSTROW, PAUL TIMOTHY	SUSAN H. HANNA	\$459,687	0	3/5/2007	Not Filed	\$38,560	\$900
------	-----------	---------------------	----------------------	----------------	-----------	---	----------	-----------	----------	-------

1726	C00412742	PAUL R. NELSON FOR CONGRESS COMMITTEE	NELSON, PAUL R	JEFF ANDERSON	\$492,369	0		Not Filed	\$61,645 (est)	\$2,700
------	-----------	---------------------------------------	----------------	---------------	-----------	---	--	-----------	----------------	---------

1727	C00416511	PENNSYLVANIA PAC FOR PROGRESS		JONATHAN ROBERT KING	\$165,851	0	2/8/2007	8	\$15,130	\$140
------	-----------	-------------------------------	--	----------------------	-----------	---	----------	---	----------	-------

1728	C00266536	PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE		WILLIAM ESTEY	\$231,592	0		Not Filed	\$46,300 (est)	\$900
------	-----------	---	--	---------------	-----------	---	--	-----------	----------------	-------

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1733	C00278788	SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE		RAYMOND L GRIFFIN, JR.	\$154,093	0	4/29/2007	Not Filed	\$4,057	\$250
1735	C00415760	TERRY STULCE FOR CONGRESS	STULCE, TERRY F	BLAIR CANNON	\$116,369	0		Not Filed	\$23,274 (est)	\$500
1736	C00415012	TERRAPINO FOR CONGRESS	TERRAPINO, TONY	KENNETH TERRAPINO	\$217,566	0		Not Filed	\$31,089 (est)	\$900

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2006 )  
Year End Report for the Administrative )  
Fine Program: )  
KING FOR CONGRESS, and BRUCE ) AF# 1717  
MALOTT as treasurer; )  
COMMITTEE TO ELECT SEKHON FOR ) AF# 1706  
CONGRESS, and DALJIT KAUR )  
SEKHON as treasurer; )

)  
HOMER HARTAGE, and Black, Erica C. ) AF# 1712  
as treasurer; )  
ANDY MICHAUD FOR CONGRESS, and ) AF# 1698  
ANDY MICHAUD as treasurer; )  
MIKE MCGRAW FOR CONGRESS, and ) AF# 1720  
A ROBERT MUZIO as treasurer; )

BEATTY FOR CONGRESS ) AF# 1701  
COMMITTEE, and JUDITH )  
GRANDINETTI as treasurer; )

TRUPIANO FOR CONGRESS, and Kranz, ) AF# 1736  
Kenneth as treasurer; )  
OSTROW FOR CONGRESS, and SUSAN ) AF# 1725  
H HANNA as treasurer; )

28092620301

Federal Election Commission  
Certification for Administrative Fines  
May 15, 2007

BYRNE FOR CONGRESS COMMITTEE; ) AF# 1702  
THE, and JILL K HUEY as treasurer; )  
GREEN FOR CHANGE, and ) AF# 1711  
CORAMINITA MAHR as treasurer; )

JACOBS FOR CONGRESS, and ) AF# 1714  
WILLARD STEPHEN HAYNES as )  
treasurer; )

TERRY STULCE FOR CONGRESS, and ) AF# 1735  
Cannon, Blair Ms as treasurer; )

PAUL R. NELSON FOR CONGRESS ) AF# 1726  
COMMITTEE, and Anderson, Jeff as )  
treasurer; )  
CONTRA COSTA UNITED ) AF# 1709  
DEMOCRATIC CAMPAIGN AKA )  
CCUDC, and GREGORY E SANBORN as )  
treasurer; )  
NEXT POLITICAL ACTION ) AF# 1722  
COMMITTEE, and Linehan, Patrick as )  
treasurer; )  
PENNSYLVANIA PAC FOR PROGRESS, ) AF# 1727  
and JONATHAN ROBERT KING as )  
treasurer; )  
AMERICAN FINANCIAL SERVICES ) AF# 1697  
ASSOCIATION PAC, and Himpler, Bill )  
Mr. as treasurer; )

28092620302

Federal Election Commission  
Certification for Administrative Fines  
May 15, 2007

COMPRESSED AIR FREE AIR ) AF# 1707  
FOUNDATION TUNNEL CAISSON )  
SUBWAY WORKERS POLITICAL )  
ACTION FUND, and RICHARD E )  
FITZSIMMONS as treasurer; )

ARCH LEADERSHIP PAC, and JOHN ) AF# 1699  
ROSS TRUMAN as treasurer; )  
SUFF CO DETECTIVES ASSN INC ) AF# 1733  
POLITICAL ACTION COMMITTEE, and )  
RAYMOND L GRIFFIN JR as treasurer; )  
CONSERVATIVE VICTORY ) AF# 1708  
COMMITTEE, and LEIF E NOREN as )  
treasurer; )

OHIO ASSOCIATION OF MORTGAGE ) AF# 1724  
BROKERS PAC (OAMB PAC), and JIM )  
STEINBERG as treasurer; )  
PHILLIPS INTERNATIONAL INC ) AF# 1728  
POLITICAL ACTION COMMITTEE, and )  
Estey, William Mr. as treasurer; )

28092620303

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on May 15, 2007 the Commission took the following actions on the Reason To Believe Recommendation - 2006 Year End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated May 09, 2007, on the following committees:

AF#1717 Decided by a vote of 4-0 to: (1) find reason to believe that KING FOR CONGRESS, and BRUCE MALOTT 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1706 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT SEKHON FOR CONGRESS, and DALJIT KAUR SEKHON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1712 Decided by a vote of 4-0 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

28092620304

the report; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1698 Decided by a vote of 4-0 to: (1) find reason to believe that ANDY MICHAUD FOR CONGRESS, and ANDY MICHAUD 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1720 Decided by a vote of 4-0 to: (1) find reason to believe that MIKE MCGRAW FOR CONGRESS, and A ROBERT MUZIO 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1701 Decided by a vote of 4-0 to: (1) find reason to believe that BEATTY FOR CONGRESS COMMITTEE, and JUDITH GRANDINETTI 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620305

AF#1736 Decided by a vote of 4-0 to: (1) find reason to believe that TRUPLANO FOR CONGRESS, and Kranz, Kenneth 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1725 Decided by a vote of 4-0 to: (1) find reason to believe that OSTROW FOR CONGRESS, and SUSAN H HANNA 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1702 Decided by a vote of 4-0 to: (1) find reason to believe that BYRNE FOR CONGRESS COMMITTEE; THE, and JILL K HUEY 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1711 Decided by a vote of 4-0 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620306

AF#1714 Decided by a vote of 4-0 to: (1) find reason to believe that JACOBS FOR CONGRESS, and WILLARD STEPHEN HAYNES 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1735 Decided by a vote of 4-0 to: (1) find reason to believe that TERRY STULCE FOR CONGRESS, and Cannon, Blair 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620307

AF#1726 Decided by a vote of 4-0 to: (1) find reason to believe that PAUL R. NELSON FOR CONGRESS COMMITTEE, and Anderson, Jeff 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1709 Decided by a vote of 4-0 to: (1) find reason to believe that CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC, and GREGORY E SANBORN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1722 Decided by a vote of 4-0 to: (1) find reason to believe that NEXT POLITICAL ACTION COMMITTEE, and Linehan, Patrick 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1727 Decided by a vote of 4-0 to: (1) find reason to believe that PENNSYLVANIA PAC FOR PROGRESS, and JONATHAN ROBERT KING 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1697 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICAN FINANCIAL SERVICES ASSOCIATION PAC, and Himpler, Bill 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620308

AF#1707 Decided by a vote of 4-0 to: (1) find reason to believe that COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND, and RICHARD E FITZSIMMONS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1699 Decided by a vote of 4-0 to: (1) find reason to believe that ARCH LEADERSHIP PAC, and JOHN ROSS TRUMAN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1733 Decided by a vote of 4-0 to: (1) find reason to believe that SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE, and RAYMOND L GRIFFIN JR 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1708 Decided by a vote of 4-0 to: (1) find reason to believe that CONSERVATIVE VICTORY COMMITTEE, and LEIF E NOREN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

28092620309

AF#1724 Decided by a vote of 4-0 to: (1) find reason to believe that OHIO ASSOCIATION OF MORTGAGE BROKERS PAC (OAMB PAC), and JIM STEINBERG 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1728 Decided by a vote of 4-0 to: (1) find reason to believe that PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE, and Estey, William 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

Attest:

May 16, 2007  
Date

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

28092620310



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 17, 2007

Kenneth Kranz  
Trupiano for Congress  
7236 N Layfayette  
Dearborn Heights, MI 48127

C00415612  
AF#: 1736

Dear Kenneth Kranz:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31st, shall be filed no later than January 31st. 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 not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

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 5/15/2007, the FEC found that there is reason to believe ("RTB") that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before January 31st. 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 6/24/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$31,080  
Number of Days Late: Not Filed  
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 6/24/2007. 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

28092620311

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 Trupiano 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](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

28092620312

-----  
**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 Year-End 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 6/24/2007. 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1736

PAYMENT DUE DATE: 6/24/2007

PAYMENT AMOUNT DUE: \$900

28092620313

Federal Elections Commissions  
ATTN: Leah Palmer  
Facsimile: 202-219-3496

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
REPORTS ANALYSIS  
DIVISION

2007 MAY 21 A 7:22

Dear Ms. Palmer,

This is to notify you that I am disputing the claims against me with respect to the Trupiano for Congress Campaign.

On May 14<sup>th</sup> 2007 I was notified by the Trupiano for Congress campaign that the Committee has not filed a year end report for 2007 nor have they filed a Quarterly report for the first quarter of 2007. Fines are due as are current reports.

Due to my new employment and personal obligations, the committee requested that I turn the duties of treasurer over to Ms. Andalynn Burgess. I agreed with the Committee's request and turned over custodial control of all records, both electronic and conventional media, to Ms. Burgess. This action was taken in July of 2006.

Unfortunately, for reporting purposes, the Committee left me as the Treasurer of record.

I have agreed to assist the committee with the outstanding reports as they are unable to reach Ms. Burgess.

I have attached a plan that I have discussed with Mr. Trupiano. This plan will address current requirements as well as rectify prior reporting issues.

Should you need to reach me you can call me

Best Regards,  
Kenneth J Kranz

C00415612

JUN 21 2007

Dear Tony,

I called the FEC to get some questions answered. I am able to download the appropriate files and import them into FECFile. They asked a lot of questions regarding the negative cash balances. The amendment filed in 12-06 for the 2<sup>nd</sup> quarter report is causing a problem. The ending balance is negative and was never corrected.

They also told me that they spoke with you and were told that I am and always have been the committee treasurer. As we discussed I turned those duties and files (electronic and hard copies) over to Andalynn in July. I essentially have no records to backup the reports that were submitted. We have some reporting obligations that must be met and to do so I propose the following.

**We must file a year end 07. Per our conversation there was no activity after the general election. And all cash was dispersed. The last report filed will be the basis for our year end 2007 report. This report will be amended once the prior period balances are reconciled.**

**We must file an April quarterly 07. The Year end 07 will be the basis of this report. I will report these no later than 5-21-2007**

I will need the Bank Statements from Charter One. This will give me a beginning and ending balance for August 2006 through December 2006. Cash will have to be reconciled per those balances. This cash audit will be the basis for the amendments for the second half of the year.

I understand that the committee has outstanding liabilities owed. Those will be included in the ending balance.

Thanks

Ken

270394508042620315

Date: June 20, 2007

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

AF#: 1686

Committee Name: Trupiano for Congress

Committee ID#: C00415612

Committee Address (if different than in RTB letter): N/A

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

**Attachments:**

**Copy of RTB Circulation Report, dated April 4, 2007 and RTB Certification, dated April 10, 2007: Previously Forwarded**

Attachment #: N/A

**Certified Return Receipt (to be forwarded at later date if not yet received)(Y/N):N**

Attachment #: N/A

**Other Relevant Telecoms (Y/N): N**

Attachment #: N/A

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

Attachment #: 2

**RAD Staff Declaration (Y/N): Y**

-2006 Post-General Report Prior Notice, dated October 2, 2006.

-2006 Post-General Report Reminder Notice, dated November 13, 2006.

-RTB Letter, dated April 12, 2007.

Attachment #: 3

**Other RAD Information: (Y/N): Memorandum to File, Copy of Original RTB Certified Mail Receipt, Original RTB Tracking Information, RTB Re-mail Shipment Request Form, RTB Re-mail Tracking Information**

Attachment#: 4

2007 JUN 20 A 8:39



91502926082

**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.

Hand Delivered Date of Receipt

USPS First Class Mail Postmarked

USPS Registered/Certified Postmarked (R/C)

USPS Priority Mail Postmarked  
 Delivery Confirmation™ or Signature Confirmation™ Label

USPS Express Mail Postmarked

Postmark Illegible

No Postmark

Overnight Delivery Service (Specify): Shipping Date  
 Next Business Day Delivery

Received from House Records & Registration Office Date of Receipt

Received from Senate Public Records Office Date of Receipt

Received from Electronic Filing Office Date of Receipt

Other (Specify): *FAX from RMD* Date of Receipt or Postmarked  
*5/30/07*

*[Signature]* *5/31/07*  
**PREPARER** **DATE PREPARED**

270394505392620317

**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 initial processing of 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 Trupiano for Congress:
- A) Prior Notice, dated October 2, 2006, referencing the 2006 Post-General Report;
  - B) Reminder Notice, dated November 13, 2006, referencing the 2006 Post-General Report;
  - C) Reason-to-Believe Letter, dated April 12, 2007, referencing the 2006 Post-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Trupiano for Congress filed the 2006 Post-General Report with the Commission on December 15, 2006.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 20<sup>th</sup> day of June, 2007.



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

28092620318

● GENERAL ELECTION ●

# REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

October 2, 2006

**2006 GENERAL ELECTION CANDIDATE COMMITTEES**

REPORT	REPORTING PERIOD <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
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

**WHO MUST FILE**

Principal campaign committees of all 2006 general election congressional candidates<sup>2</sup> (including unopposed candidates and candidates whose names do not appear on the ballot) must file Pre- and Post-General Election Reports.<sup>3</sup>

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.

**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 of October 19 through November 4, 2006.

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/elecfil/online.shtml](http://www.fec.gov/elecfil/online.shtml). U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174.

<sup>1</sup>These 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.

<sup>2</sup>An 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.

<sup>3</sup>If 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)

2809262019  
51502626087

REPORTING SCHEDULE FOR REMAINDER OF 2006

REPORT	REPORTING PERIOD <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

**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.

**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).<sup>4</sup> For additional information, see the enclosed handout entitled, "Administrative Fine Program," and visit the FEC web site at [www.fec.gov/af.shtml](http://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).

**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/elecfil/electron.shtml](http://www.fec.gov/elecfil/electron.shtml).

<sup>1</sup>See footnote #1, on reverse side.

<sup>4</sup>Penalties 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.

**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

28092620320

● GENERAL ELECTION ●  
**REPORT NOTICE**

---

FEDERAL ELECTION COMMISSION

---

CONGRESSIONAL COMMITTEES

November 13, 2006

**\*\*\*REMINDER                  REMINDER                  REMINDER\*\*\***

All principal campaign committees of congressional candidates (including unopposed candidates and candidates whose names do not appear on the ballot) who sought election in the 2006 General Election must file a Post-General Election Report.

**Note:** In election years, the reporting period for the Post-General Election Report spans two election cycles. **For this report only, committees should use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8).** Committees should not use the normal Detailed Summary Page

Reports sent by registered or certified mail must be postmarked by the mailing date (December 7, 2006). If using overnight mail, the delivery service must receive the report by the mailing date (December 7, 2006). Otherwise, they must be received by the filing date (December 7, 2006).

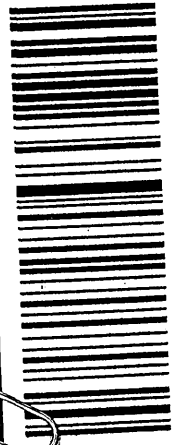
---

**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

17502926082

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**CERTIFIED MAIL™**



7006 0810 0005 9266 6853  
7006 0810 0005 9266 6853

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL RECEIPT**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark Here

Sent To **Kenneth Kranz**  
 Street, Apt. No., or PO Box No. **7236 N. Layfayette**  
 City, State, ZIP+4 **Dearborn Heights, MI 48127**

PS Form 3800, June 2002

See Reverse for Instructions

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature **X**

B. Received by (Printed Name)

D. Is delivery address different from item? If YES, enter delivery address below:

3. Service Type  
 Certified Mail  
 Registered  
 Insured Mail  
 Express Mail  
 Return Receipt  
 C.O.D.

4. Restricted Delivery? (Extra Fee)

**SENDER: COMPLETE THIS SECTION**

1. Article Addressed to:  
**KENNETH KRANZ**  
**TRUPIANO FOR CONGRESS**  
**7236 N. LAYFAYETTE**  
**DEARBORN HEIGHTS, MI 48127**

2. Article Number (Transfer from service label) **7006 0810 0005 9266 6853**

PS Form 3811, February 2004 Domestic Return Receipt



[Home](#) | [Help](#)

Track & Confirm

## Track & Confirm

### Search Results

Label/Receipt Number: 7006 0810 0005 9266 6853

Detailed Results:

- Delivered, May 14, 2007, 7:19 am, WASHINGTON, DC 20463
- Unclaimed, May 03, 2007, 10:23 am, DEARBORN HEIGHTS, MI
- Notice Left, April 16, 2007, 10:44 am, DEARBORN HEIGHTS, MI 48127
- Arrival at Unit, April 16, 2007, 7:55 am, DEARBORN HEIGHTS, MI 48127

[< Back](#)

[Return to USPS.com Home >](#)

### Track & Confirm

Enter Label/Receipt Number.

(



POSTAL INSPECTORS  
Preserving the Trust

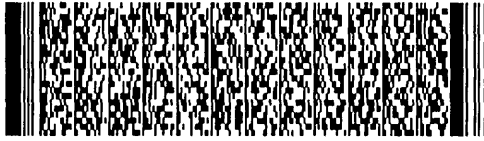
[site map](#)

[contact us](#) [government services](#) [jobs](#) [National & Premier Accounts](#)

Copyright © 1999-2004 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

28092620323

### Shipment Request Form



Z900000006029

**From:**

Name: Rhiannon Ryan  
Department: RAD  
Phone: 1130

**To:**

Ship To 1: Tony Trupiano  
Ship To 2: Trupiano for Congress  
Address: 7236 N Layfayette

Dearborn Heights, MI 48127-1758

Country: US

**Special Instructions:**

---

**Requested Date:** 5/10/2007 11:10:05 AM

---

To print this form:

- 1) Click the Print button. (Print two copies, one to attach to your package and one to keep for your records.)
- 2) Place the form in a waybill pouch or attach it to your shipment so that the barcode portion of the page can be read and scanned.



Shipment Request Form (1 of 1)

28092620324



TrackingUpdates@fedex.co  
m  
06/19/2007 07:55 AM

To undisclosed-recipients;;  
cc  
bcc  
Subject Online FedEx Tracking - 705584300153

History: This message has been forwarded

Who	Date	Time	Subject
TrackingUpdates	06/19/2007	07:55 AM	Online FedEx Tracking - 70558

-----  
 This tracking update has been requested by:  
 Name: Reggie Watts  
 E-mail: rwatts@fec.gov  
 Message: Here's the tracking info for Trupiano for Congress.  
 -----

Tracking number 705584300153  
 Ship date May 10, 2007  
 Delivered to Residence  
 Destination DEARBORN HEIGHTS, MI  
 Delivery date May 14, 2007 11:33 AM  
 Signed for by Signature release on file  
 Service type FedEx 2Day Envelope

Tracking results as of Jun 19, 2007 6:55 AM CST

Date/Time	Location/Activity
May 14, 2007 11:33 AM	DEARBORN HEIGHTS, MI/Delivered
7:44 AM	ROMULUS, MI/On FedEx vehicle for delivery
May 12, 2007 11:14 AM	ROMULUS, MI/At local FedEx facility
8:29 AM	ROMULUS, MI/At local FedEx facility
May 11, 2007 6:57 PM	ROMULUS, MI/At dest sort facility
3:30 PM	MEMPHIS, TN/Departed FedEx location
10:53 AM	MEMPHIS, TN/Arrived at FedEx location
May 10, 2007 10:37 PM	DULLES, VA/At local FedEx facility
9:10 PM	WASHINGTON, DC/Left origin
4:43 PM	WASHINGTON, DC/Picked up
2:37 PM	/Package data transmitted to FedEx

Disclaimer

-----  
 This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the request and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and fedex.com's terms of use, go to fedex.com.  
 -----

28092620325

Date: June 20, 2007

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

AF#: 1736

Committee Name: Trupiano for Congress

Committee ID#: C00415612

Committee Address (if different than in RTB letter): N/A

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

**Attachments:**

**Copy of RTB Circulation Report, dated May 9, 2007 and RTB Certification, dated May 15, 2007: Previously Forwarded**

Attachment #: N/A

**Certified Return Receipt (to be forwarded at later date if not yet received)(Y/N):Y**

Attachment #: 1

**Other Relevant Telecoms (Y/N): N**

Attachment #: N/A

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

Attachment #: 3

**RAD Staff Declaration (Y/N): Y**

-2006 Year-End Report Prior Notice, dated December 27, 2006.

-Non-Filer Letter, dated February 20, 2007.

-RTB Letter, dated May 17, 2007.

Attachment #: 4

**Other RAD Information: (Y/N): N**


Attachment#: N/A

2007 JUN 20 A 8:39

REC'D  
JUN 20 2007

92502926082

28092620327

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p style="margin-left: 40px;">Kenneth Kranz          Trupiano For Congress          7236 N Lafayette          Dearborn Heights, MI 48127</p>	<p>B. Received by (Printed Name)  <i>Tom Trupiano</i></p>	<p>C. Date of Delivery  <i>5-19-01</i></p>
<p>2. Article Number          (Transfer from service label)</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
	<p>7005 1820 0002 3465 9378</p>	

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**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.

Hand Delivered Date of Receipt

USPS First Class Mail Postmarked

USPS Registered/Certified Postmarked (R/C)

USPS Priority Mail Postmarked  
 Delivery Confirmation™ or Signature Confirmation™ Label

USPS Express Mail Postmarked

Postmark Illegible

No Postmark

Overnight Delivery Service (Specify): Shipping Date  
 Next Business Day Delivery

Received from House Records & Registration Office Date of Receipt

Received from Senate Public Records Office Date of Receipt

Received from Electronic Filing Office Date of Receipt

Other (Specify): *FAX from RMD* Date of Receipt or Postmarked  
*5/30/07*

*[Signature]* *5/31/07*  
**PREPARER** **DATE PREPARED**  
 (3/2005)

27039450559 38992620328

**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 initial processing of 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 Trupiano for Congress:
- A) Prior Notice, dated December 27, 2006, referencing the 2006 Year-End Report;
  - B) Non-Filer Letter, dated February 20, 2007, referencing the 2006 Year-End Report;
  - C) Reason-to-Believe Letter, dated May 17, 2007, referencing the 2006 Year-End Report.
3. I hereby certify that I have searched the Commission's public records and find that Trupiano for Congress filed the 2006 Year-End Report with the Commission on May 21, 2007.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 20<sup>th</sup> day of June, 2007.

*Patricia Carmona*

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

28092620329

YEAR-END  
**REPORT NOTICE**

FEDERAL ELECTION COMMISSION

**CONGRESSIONAL COMMITTEES**

December 27, 2006

**WHO MUST FILE**

All principal campaign committees of congressional candidates<sup>1</sup> (including unopposed candidates and candidates whose names do not appear on the ballot) must file a Year-End Report on January 31, 2007.<sup>2</sup> Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

**I. 2006 GENERAL ELECTION CANDIDATES**

<b>REPORT</b>	<b>REPORTING PERIOD<sup>3</sup></b>	<b>REG./CERT. &amp; OVERNIGHT MAILING DATE</b>	<b>FILING DATE</b>
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

**II. UNSUCCESSFUL 2006 PRIMARY ELECTION CAMPAIGN COMMITTEES AND  
CANDIDATES NOT ACTIVE IN 2006 ELECTIONS**

<b>REPORT</b>	<b>REPORTING PERIOD<sup>3</sup></b>	<b>REG./CERT. &amp; OVERNIGHT MAILING DATE</b>	<b>FILING DATE</b>
Year-End	10/01/06 - 12/31/06	01/31/07	01/31/07

**NOTE FOR COMMITTEES *NOT REQUIRED* TO FILE A POST-GENERAL  
ELECTION REPORT – CHART II:**

For candidates who ran in 2006 but did not participate in the general election, the reporting period for the Year-End Report spans two election cycles. For this report only, committees should instead use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8). Committees should not use the normal Detailed Summary Page.

<sup>1</sup>An 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.

<sup>2</sup>If 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.

<sup>3</sup>These 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.

(over)

28092620330

2007 REPORTING SCHEDULE

**REPORTING DATES**

<b>REPORT</b>	<b>REPORTING PERIOD<sup>3</sup></b>	<b>REG./CERT. &amp; OVERNIGHT MAILING DATE</b>	<b>FILING DATE</b>
April Quarterly	01/01/07 - 03/31/07	04/15/07	04/15/07 <sup>4</sup>
July Quarterly	04/01/07 - 06/30/07	07/15/07	07/15/07 <sup>4</sup>
October Quarterly	07/01/07 - 09/30/07	10/15/07	10/15/07
Year-End	10/01/07 - 12/31/07	01/31/08	01/31/08

**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.

**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 on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers). For additional information, see the enclosed handout entitled, "Administrative Fine Program," and visit the FEC web site at [www.fec.gov/af.shtml](http://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).
- Please note that principal campaign committees of candidates for the U.S. House and the U.S. Senate must file FEC Form 3Z-1 as part of their July Quarterly and Year-End Reports in the year preceding the year in which the general election for the office sought is held.

**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](http://www.fec.gov/electfil/electron.shtml).

<sup>3</sup>See footnote #3, on reverse side.

<sup>4</sup>Notice that this filing date falls on a weekend. Filing dates are not extended when they fall on nonworking days.

**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

15202926002



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

February 20, 2007

Kranz, Kenneth, Treasurer  
Trupiano For Congress  
7236 N Layfayette  
Dearborn Heights, MI 48127

IDENTIFICATION NUMBER: C00415612

Reference: Year-End Report 11/28/2006 - 12/31/2006

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and expenditures as required by the Federal Election Campaign Act, as amended. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463 for House candidates, or the Secretary of the Senate, 232 Hart Senate office building, Washington, D.C. 20510, for Senate candidates. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Swapna Krishna at our toll free number (800)424-9530. Our direct local number is (202)694-1130.

Sincerely,

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division (RAD)

2703939128992620332



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Via First Class Mail

September 7, 2007

Kenneth Kranz, as Treasurer  
Trupiano for Congress  
7236 N. Layfayette  
Dearborn Heights, MI 48127

C00415612  
AF# 1686 & 1736

Dear Mr. Kranz:

On May 21, 2007, the Commission received the written responses ("challenge") which are being reviewed by the Office of Administrative Review. If you have any questions regarding the challenges, 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 "Jill Sugarman".

Jill Sugarman  
Reviewing Analyst  
Office of Administrative Review

28092620333



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 NOV -1 A 9:31

October 31, 2007

**MEMORANDUM**

**SENSITIVE**

To: The Commission

Through: Patrina M. Clark *mc*  
Staff Director

From: John D. Gibson *JG*  
Chief Compliance Officer

Shawn Woodhead Wertz *SW*  
Reviewing Officer  
Office of Administrative Review

By: Jill I. Sugarman *JS*  
Reviewing Analyst

Subject: AF# 1686 and AF# 1736 – Trupiano for Congress and Kenneth Kranz, as  
Treasurer (C00415612)

The respondents' challenges for these cases were due after the April 30, 2007 effective date of the revised administrative fine regulations. The Office of General Counsel informed this Office that if the respondents' challenge is due after the April 30 effective date, the new rules apply. Therefore, the challenge they submitted for both cases is analyzed under the new rules.

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

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

Attachment

28092620334



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 31, 2007

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

AF# 1686 and AF# 1736 – Trupiano for Congress and Kenneth Kranz, as Treasurer  
(C00415612)

On April 10 and May 15, 2007, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 30 Day Post-General Report and failing to file the 2006 Year End Report, respectively. The Commission also made a preliminary determination that the civil money penalty was \$900 for each report based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") of the Commission's RTB findings and civil money penalties on April 12 and May 17, 2007, respectively. The RTB letter dated April 12, sent certified mail to the address of record, was returned because it was unclaimed, and was resent via Federal Express on May 10, 2007.

**Respondents' Response**

On May 21, 2007, the Commission received the written response and supporting documentation ("challenge") from the Treasurer who states that, due to his new job and personal obligations, the Committee asked him to turn over the Treasurer's duties to Ms. Andalynn Burgess. He agreed and handed over custodial control of all records to her in July 2006; however, the Committee left him as the Treasurer of record for reporting purposes. Attached to the challenge is an undated letter to the Candidate in which the Treasurer explains that he is able to download the necessary files and import them into FECFile, repeats that he gave all electronic and hard copy records to Ms. Burgess in July 2006, and proposes a plan to rectify the unresolved reporting issues.

**Analysis of Challenge**

The 2006 30 Day Post-General and Year End Reports were electronically filed on December 15, 2006 and May 21, 2007, 8 and 110 days late, respectively.

The Federal Election Campaign Act ("Act") requires that the 30 day post-general report be filed by the treasurer of a principal campaign committee no later than the 30th day after any general election in which such candidate has sought election. The Act also requires that the report for the quarter ending December 31st be filed by the treasurer of a principal campaign committee no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(2)(ii) and (iii), and 11 C.F.R. § 104.5(a)(1)(i) and (2)(ii)(A). Reports electronically filed must be received and validated at or before 11:59 p.m., Eastern Standard/Daylight Time on the prescribed filing date to be timely filed. 11 C.F.R. §§ 104.5(e) and 100.19(c). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

55502026002

In his response to OAR's request, the Information Technology Division ("ITD") Manager provides logs of contacts between the Electronic Filing Office ("EFO") and the respondents. The logs show that emails were sent on December 8, 2006 regarding the 30 Day Post-General Report and February 1, 2007 regarding the Year End Report which informed the respondents that the Commission did not receive the reports by the filing deadlines. The FEC server mail log, which stores the email address provided by the filer, shows that these emails were sent to [redacted]. There is no indication from the RAD telecoms or the EFO logs that the Treasurer contacted staff in response to either email notification.

According to RAD's telecoms [written records of telephone conversations], on May 8 and 10, the Candidate told the RAD Analysts that the finance director unofficially took over the reporting duties, lost the records and neglected to file reports. He said that he is trying to contact the Treasurer to get the reports filed. The RAD telecoms and EFO logs also show that the Treasurer then contacted Commission staff four times between May 15 and 21. On May 15, he spoke with the RAD Analyst about obtaining a password and downloading the FECFile software, and on May 17, he spoke with the EFO staff about rebuilding the data file and how to use an earlier compatible MS version of Windows to file reports. On May 18, he told another RAD Analyst that he feels the reports are not his responsibility because he resigned as Treasurer but a new Treasurer was not officially appointed. When the Analyst asked if he had a copy of the resignation letter, he said that he would look for it and get back to her later. On May 21, the EFO staff helped him resolve a firewall related problem that had prevented him from uploading the Year End Report.

While the filing duties may have been unofficially turned over to someone else, it is still the treasurer's responsibility under the Act to file reports in a timely manner. He told the Analyst that he resigned as Treasurer, but Commission records show no evidence that a resignation letter was received. Both the amended Statement of Organization filed on July 15, 2006 and the paper copy of the amended Statement of Organization dated December 29, 2006 list him as the Treasurer and the Custodian of Records. Furthermore, he concedes in the challenge that the "Committee left [him] as the Treasurer of record." There is also no record that the respondents filed an amended Statement of Organization designating a new Treasurer as required by 2 U.S.C. § 433(c) prior to December 7, 2006. Thus, he was the Treasurer of record when the 30 Day Post-General Report was due and was required to file that report, and all subsequent reports including the Year End Report, electronically and on time.

At the time of the RTB finding for the Year End Report, the Commission had not received the report; therefore, the estimated level of activity (\$31,080) was used to calculate the RTB civil money penalty. On May 21, 2007, the respondents filed the Year End Report which discloses total receipts of \$215 and total disbursements of \$0, resulting in a level of activity totaling \$215. Since the schedule of penalties at 11 C.F.R. § 111.43(a)(2) states that a penalty for respondents with no prior violations shall not exceed the level of activity in the report, the civil money penalty for the Year End Report is \$215 (reduced from the RTB civil money penalty of \$900).

Negligence and unavailability of the Treasurer are included at 11 C.F.R. § 111.35(d) as examples of circumstances that are not considered reasonably unforeseen and beyond the respondents' control. The other issue raised in the challenge (the Treasurer's plan to rectify the reporting issues) also does not fall within the list of defenses enumerated at

2009262036

11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. The Reviewing Officer, therefore, recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess civil money penalties of \$900 and \$215 for the 2006 30 Day Post-General and Year End Reports, respectively.

### **OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 1686 and AF# 1736 involving Trupiano for Congress and Kenneth Kranz, as Treasurer, in making the final determinations;
- (2) Make a final determination in AF# 1686 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$900;
- (3) Make a final determination in AF# 1736 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and, based on the level of activity disclosed on the Year End Report filed May 21, 2007 (\$215), assess a civil money penalty of \$215 (reduced from the RTB civil money penalty of \$900); and
- (4) Send the appropriate letters.

Reviewing Analyst: Jill I. Sugarman

### Attachments

Attachment 1 – Challenge Received from Respondents

Attachment 2 – Supplemental Request Sent to and Response Received from ITD

Attachment 3 – Declaration from RAD for AF# 1686.

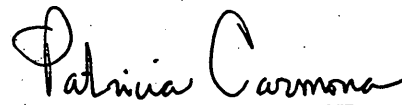
Certified Mail Green Card and Receipt, USPS Tracking Results, Shipment Request Form, and FedEx Express Tracking Results

Attachment 4 – Declaration from RAD for AF# 1736

Attachment 5 – Declaration from OAR

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 initial processing of 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 Trupiano for Congress:
  - A) Prior Notice, dated October 2, 2006, referencing the 2006 Post-General Report;
  - B) Reminder Notice, dated November 13, 2006, referencing the 2006 Post-General Report;
  - C) Reason-to-Believe Letter, dated April 12, 2007, referencing the 2006 Post-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Trupiano for Congress filed the 2006 Post-General Report with the Commission on December 15, 2006.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 20<sup>th</sup> day of June, 2007.



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

28092620338

# GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

October 2, 2006

## 2006 GENERAL ELECTION CANDIDATE COMMITTEES

REPORT	REPORTING PERIOD <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
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

### WHO MUST FILE

Principal campaign committees of all 2006 general election congressional candidates<sup>2</sup> (including unopposed candidates and candidates whose names do not appear on the ballot) must file Pre- and Post-General Election Reports.<sup>3</sup>

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.

### 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 of October 19 through November 4, 2006.

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](http://www.fec.gov/electfil/online.shtml). U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174.

<sup>1</sup>These 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.

<sup>2</sup>An 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.

<sup>3</sup>If 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)

28092620339

REPORTING SCHEDULE FOR REMAINDER OF 2006

REPORT	REPORTING PERIOD <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

**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.

**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).<sup>4</sup> For additional information, see the enclosed handout entitled, "Administrative Fine Program," and visit the FEC web site at [www.fec.gov/af.shtml](http://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).

**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/elecfil/electron.shtml](http://www.fec.gov/elecfil/electron.shtml).

<sup>1</sup>See footnote #1, on reverse side.

<sup>4</sup>Penalties 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.

28092620340

GENERAL ELECTION  
**REPORT NOTICE**

---

FEDERAL ELECTION COMMISSION

---

CONGRESSIONAL COMMITTEES

November 13, 2006

**\*\*\*REMINDER                  REMINDER                  REMINDER\*\*\***

All principal campaign committees of congressional candidates (including unopposed candidates and candidates whose names do not appear on the ballot) who sought election in the 2006 General Election must file a Post-General Election Report.

**Note:** In election years, the reporting period for the Post-General Election Report spans two election cycles. **For this report only, committees should use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8).** Committees should not use the normal Detailed Summary Page

Reports sent by registered or certified mail must be postmarked by the mailing date (December 7, 2006). If using overnight mail, the delivery service must receive the report by the mailing date (December 7, 2006). Otherwise, they must be received by the filing date (December 7, 2006).

---

**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

28092620341



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 12, 2007

Kenneth Kranz  
Trupiano for Congress  
7236 N. Layfayette  
Dearborn Heights, MI 48127

C00415612  
AF#: 1686

Dear Kenneth Kranz:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled general election for which the candidate sought election. This report, covering the period through 11/27/2006, shall be filed no later than 12/7/2006, 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 12/15/2006, 8 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 4/10/2007, the FEC found that there is reason to believe ("RTB") that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before 12/7/2006. 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 5/20/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$51,966  
Number of Days Late: 8  
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 5/20/2007. 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

28092620342

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**

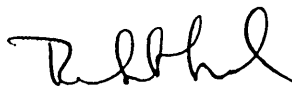
If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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](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

28092620343

---

**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 30 Day Post-General Election 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 5/20/2007. 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1686

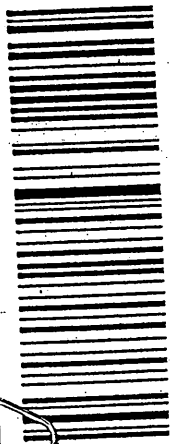
PAYMENT DUE DATE: 5/20/2007

PAYMENT AMOUNT DUE: \$900

28092620344

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**CERTIFIED MAIL™**



7006 0810 0005 9266 6853  
7006 0810 0005 9266 6853

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
*(Domestic Mail Only; No Insurance Coverage Provided)*

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark  
Here

Sent To  
 Kenneth Kranz  
 Street, Apt. No.,  
 or PO Box No. 7236 N. Layfayette  
 City, State, Zip+4 Dearborn Heights, MI 48127

PS Form 3800, June 2002

See Reverse for Instructions

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature **X**

B. Received by (Printed Name)

D. Is delivery address different from item:  
if YES, enter delivery address below:

3. Service Type

Certified Mail     Express Mail  
 Registered     Return Receipt  
 Insured Mail     C.O.D.  
 4. Restricted Delivery? (Extra Fee)

**SENDER: COMPLETE THIS SECTION**

1. Article Addressed to:

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.

KENNETH KRANZ  
 TRUPIANO FOR CONGRESS  
 7236 N. LAYFAYETTE  
 DEARBORN HEIGHTS, MI 48127

2. Article Number  
(Transfer from service label) **7006 0810 0005 9266 6853**

PS Form 3811, February 2004    Domestic Return Receipt



[Home](#) | [Help](#)

[Track & Confirm](#)

## Track & Confirm

### Search Results

Label/Receipt Number: 7006 0810 0005 9266 6853

Detailed Results:

- Delivered, May 14, 2007, 7:19 am, WASHINGTON, DC 20463
- Unclaimed, May 03, 2007, 10:23 am, DEARBORN HEIGHTS, MI 48127
- Notice Left, April 16, 2007, 10:44 am, DEARBORN HEIGHTS, MI 48127
- Arrival at Unit, April 16, 2007, 7:55 am, DEARBORN HEIGHTS, MI 48127

[< Back](#)

[Return to USPS.com Home >](#)

### Track & Confirm

Enter Label/Receipt Number.

28092620346



POSTAL INSPECTORS  
Preserving the Trust

[site map](#)

[contact us](#)

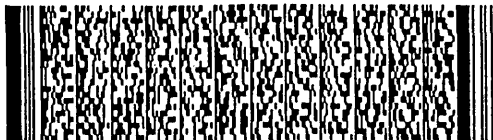
[government services](#)

[jobs](#)

[National & Premier Accounts](#)

Copyright © 1999-2004 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

### Shipment Request Form



Z900000006029

28092620347

**From:**

Name: Rhiannon Ryan  
Department: RAD  
Phone: 1130

**To:**

Ship To 1: Tony Trupiano  
Ship To 2: Trupiano for Congress  
Address: 7236 N Layfayette

Dearborn Heights, MI 48127-1758

Country: US

**Special Instructions:**

---

**Requested Date:** 5/10/2007 11:10:05 AM

---

To print this form:

- 1) Click the Print button. (Print two copies, one to attach to your package and one to keep for your records.)
- 2) Place the form in a waybill pouch or attach it to your shipment so that the barcode portion of the page can be read and scanned.



Shipment Request Form (1 of 1)



TrackingUpdates@fedex.co  
m  
06/19/2007 07:55 AM

To undisclosed-recipients;;  
cc  
bcc

Subject Online FedEx Tracking - 705584300153

History: This message has been forwarded.

Who	Date	Time	Subject
TrackingUpdates	06/19/2007	07:55 AM	Online FedEx Tracking - 70558

-----  
 This tracking update has been requested by:  
 Name: Reggie Watts  
 E-mail: rwatts@fec.gov  
 Message: Here's the tracking info for Trupiano for Congress.  
 -----

Tracking number 705584300153  
 Ship date May 10, 2007  
 Delivered to Residence  
 Destination DEARBORN HEIGHTS, MI  
 Delivery date May 14, 2007 11:33 AM  
 Signed for by Signature release on file  
 Service type FedEx 2Day Envelope

Tracking results as of Jun 19, 2007 6:55 AM CST

Date/Time	Location/Activity
May 14, 2007 11:33 AM	DEARBORN HEIGHTS, MI/Delivered
7:44 AM	ROMULUS, MI/On FedEx vehicle for delivery
May 12, 2007 11:14 AM	ROMULUS, MI/At local FedEx facility
8:29 AM	ROMULUS, MI/At local FedEx facility
May 11, 2007 6:57 PM	ROMULUS, MI/At dest sort facility
3:30 PM	MEMPHIS, TN/Departed FedEx location
10:53 AM	MEMPHIS, TN/Arrived at FedEx location
May 10, 2007 10:37 PM	DULLES, VA/At local FedEx facility
9:10 PM	WASHINGTON, DC/Left origin
4:43 PM	WASHINGTON, DC/Picked up
2:37 PM	/Package data transmitted to FedEx

Disclaimer

-----  
 This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the request and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and fedex.com's terms of use, go to fedex.com.

28092620348

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 initial processing of 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 Trupiano for Congress:
- A) Prior Notice, dated December 27, 2006, referencing the 2006 Year-End Report;
  - B) Non-Filer Letter, dated February 20, 2007, referencing the 2006 Year-End Report;
  - C) Reason-to-Believe Letter, dated May 17, 2007, referencing the 2006 Year-End Report.
3. I hereby certify that I have searched the Commission's public records and find that Trupiano for Congress filed the 2006 Year-End Report with the Commission on May 21, 2007.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 20<sup>th</sup> day of June, 2007.

*Patricia Carmona*

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

28092620349

YEAR-END  
**REPORT NOTICE**

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

December 27, 2006

**WHO MUST FILE**

All principal campaign committees of congressional candidates<sup>1</sup> (including unopposed candidates and candidates whose names do not appear on the ballot) must file a Year-End Report on January 31, 2007.<sup>2</sup> Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

**I. 2006 GENERAL ELECTION CANDIDATES**

<b>REPORT</b>	<b>REPORTING PERIOD<sup>3</sup></b>	<b>REG./CERT. &amp; OVERNIGHT MAILING DATE</b>	<b>FILING DATE</b>
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

**II. UNSUCCESSFUL 2006 PRIMARY ELECTION CAMPAIGN COMMITTEES AND CANDIDATES NOT ACTIVE IN 2006 ELECTIONS**

<b>REPORT</b>	<b>REPORTING PERIOD<sup>3</sup></b>	<b>REG./CERT. &amp; OVERNIGHT MAILING DATE</b>	<b>FILING DATE</b>
Year-End	10/01/06 - 12/31/06	01/31/07	01/31/07

**NOTE FOR COMMITTEES NOT REQUIRED TO FILE A POST-GENERAL ELECTION REPORT – CHART II:**

For candidates who ran in 2006 but did not participate in the general election, the reporting period for the Year-End Report spans two election cycles. For this report only, committees should instead use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8). Committees should not use the normal Detailed Summary Page.

<sup>1</sup>An 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.

<sup>2</sup>If 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.

<sup>3</sup>These 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.

(over)

28092620350

2007 REPORTING SCHEDULE

**REPORTING DATES**

REPORT	REPORTING PERIOD <sup>3</sup>	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
April Quarterly	01/01/07 - 03/31/07	04/15/07	04/15/07 <sup>4</sup>
July Quarterly	04/01/07 - 06/30/07	07/15/07	07/15/07 <sup>4</sup>
October Quarterly	07/01/07 - 09/30/07	10/15/07	10/15/07
Year-End	10/01/07 - 12/31/07	01/31/08	01/31/08

**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.

**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 on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers). For additional information, see the enclosed handout entitled, "Administrative Fine Program," and visit the FEC web site at [www.fec.gov/af.shtml](http://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).
- Please note that principal campaign committees of candidates for the U.S. House and the U.S. Senate must file FEC Form 3Z-1 as part of their July Quarterly and Year-End Reports in the year preceding the year in which the general election for the office sought is held.

**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](http://www.fec.gov/electfil/electron.shtml).

<sup>3</sup>See footnote #3, on reverse side.

<sup>4</sup>Notice that this filing date falls on a weekend. Filing dates are not extended when they fall on nonworking days.

**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

155029260351



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

February 20, 2007

Kranz, Kenneth, Treasurer  
Trupiano For Congress  
7236 N Layfayette  
Dearborn Heights, MI 48127

IDENTIFICATION NUMBER: C00415612

Reference: Year-End Report 11/28/2006 - 12/31/2006

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and expenditures as required by the Federal Election Campaign Act, as amended. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463 for House candidates, or the Secretary of the Senate, 232 Hart Senate office building, Washington, D.C. 20510, for Senate candidates. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Swapna Krishna at our toll free number (800)424-9530. Our direct local number is (202)694-1130.

Sincerely,

A handwritten signature in cursive script, appearing to read "John D. Gibson".

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division (RAD)

270393919678092620352



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 17, 2007

Kenneth Kranz  
Trupiano for Congress  
7236 N Layfayette  
Dearborn Heights, MI 48127

C00415612  
AF#: 1736

Dear Kenneth Kranz:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31st, shall be filed no later than January 31st. 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 not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

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 5/15/2007, the FEC found that there is reason to believe ("RTB") that Trupiano for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before January 31st. 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 6/24/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$31,080  
Number of Days Late: Not Filed  
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 6/24/2007. 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

28092620353

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 Trupiano 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](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

F502620354

-----  
**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 Year-End 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 6/24/2007. 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1736

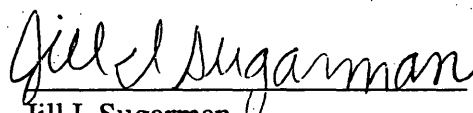
PAYMENT DUE DATE: 6/24/2007

PAYMENT AMOUNT DUE: \$900

28092620355

### DECLARATION OF JILL I. SUGARMAN

- 1) I am the Reviewing Analyst in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Analyst, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The 2006 30 Day Post-General Report is due December 7, 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 December 7 to be timely filed.
- 3) The 2006 Year-End Report is due January 31, 2007. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on January 31 to be timely filed.
- 4) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
  - a) Pages 1 and 3 of the amended Statement of Organization filed by Trupiano for Congress and Kenneth Kranz, as Treasurer. According to Commission records, the document was received on July 15, 2006. Lines 7 and 8 list "Kenneth Kranz" as the Custodian of Records and the Treasurer, respectively;
  - b) Page 1 of the Summary Page of the 2006 30 Day Post-General Report filed electronically by Trupiano for Congress and Kenneth Kranz, as Treasurer. According to Commission records, the report covers the period from October 19 through November 27, 2006 and was received on December 15, 2006. The Signature of Treasurer line is electronically signed by "Kenneth Kranz";
  - c) Pages 1 and 3 for the paper copy of the amended Statement of Organization for Trupiano for Congress and Kenneth Kranz, as Treasurer. According to Commission records, the document is dated December 29, 2006 and was received on January 3, 2007. Lines 7 and 8 list "TREASURER" as the Custodian of Records and "KEN KRANZ" as the Treasurer, respectively; and
  - d) Page 1 of the Summary Page and Page 8 of the Post Election Detailed Summary Page of the 2006 Year-End Report filed electronically by Trupiano for Congress and Kenneth Kranz, as Treasurer. According to Commission records, the report covers the period from November 28 through December 31, 2006 and was received on May 21, 2007. The Signature of Treasurer line is electronically signed by "Andalynn Burgess." Lines 24 and 26 list \$215.00 in total receipts and \$0.00 in total disbursements, respectively, for this reporting period.
- 5) 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 31<sup>st</sup> of October, 2007.



Jill I. Sugarman  
Reviewing Analyst  
Office of Administrative Review  
Federal Election Commission

28092620356

**FEC  
FORM 1**

**STATEMENT OF  
ORGANIZATION**

(See Instructions)

Date of entry

1. NAME OF COMMITTEE (in full) (Check if name is changed) Example: If typing, type over the lines 12FE4M15

TRUPIANO FOR CONGRESS

ADDRESS (street or postal) 7298 N LAYFAYETTE

(Check if address is changed)

DEARBORN HEIGHTS MI 48127

CITY STATE ZIP CODE

COMMITTEE'S E-MAIL ADDRESS

COMMITTEE'S WEB PAGE ADDRESS (URL) www.

COMMITTEE'S FAX NUMBER

2. DATE 04 19 2006

3. FEC IDENTIFICATION NUMBER C C00415612

4. IS THIS STATEMENT NEW (N) OR X 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 Kenneth Kranz

Signature of Treasurer Electronically Filed by Kenneth Kranz Date 07 14 2006

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 5437g.

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)

28092620357

Write or Type Committee Name

TRUPIANO FOR CONGRESS

7. Custodian of Records: Identify by name, address, (phone number -- optional), and position of the person in possession of Committee books and records.

Full Name Kenneth Kranz

Mailing Address 29351 Herbert

Madison heights MI 48071

Title or Position CITY STATE ZIP CODE

Treasurer Telephone number 248 542 3607

8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).

Full Name of Treasurer Kenneth Kranz

Mailing Address 29351 Herbert

Madison heights MI 48071

Title or Position CITY STATE ZIP CODE

Treasurer Telephone number 248 542 3607

Full Name of Designated Agent

Mailing Address

Title or Position CITY STATE ZIP CODE

Telephone number

28092620358

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

TRUPIANO FOR CONGRESS

ADDRESS (number and street) 7236 N LAYFAYETTE

Check if different than previously reported. (ACC)

DEARBORN HEIGHTS MI 48127

2. FEC IDENTIFICATION NUMBER C00415612 CITY A STATE A ZIP CODE A STATE DISTRICT

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

MI 11

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)

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

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

Election on In the State of

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

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

Election on 11 07 2006 in the State of MI

5. Covering Period 10 19 2006 through 11 27 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 Kenneth Kranz

Signature of Treasurer Electronically Filed by Kenneth Kranz Date 12 15 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)

28092620359

FEC FORM 1

STATEMENT OF ORGANIZATION

RECEIVED FEC MAIL OPERATIONS CENTER

2007 JAN -3 A 10:20

1. NAME OF COMMITTEE (in full) (Check if name is changed) Example: If typing, type over the lines.

12FE4M5

TRUPIANO FOR CONGRESS

ADDRESS (number and street)

1736 N LAFAYETTE

(Check if address is changed)

DEARBORN HEIGHTS

MI

48127

CITY

STATE

ZIP CODE

COMMITTEE'S E-MAIL ADDRESS

TONY.TRUPIANO@GMAIL.COM

COMMITTEE'S WEB PAGE ADDRESS (URL)

WWW.TONYFORCONGRESS2006.COM

COMMITTEE'S FAX NUMBER

866-209-8031

2. DATE

12 29 2006

3. FEC IDENTIFICATION NUMBER

C00415612

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

Ken Kranz

Signature of Treasurer

[Handwritten Signature]

Date

12 29 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)

2703092960160



**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

TRUPIANO FOR CONGRESS

ADDRESS (number and street) 7296 N. LAFAYETTE

Check if different than previously reported. (ACC)

DEARBORN HEIGHTS MI 48127

2. FEC IDENTIFICATION NUMBER CITY STATE ZIP CODE STATE DISTRICT

C00415612

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

MI 11

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 \_\_\_\_\_ 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 11 28 2006 through 12 31 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 Andalynn Burgess

Signature of Treasurer Electronically Filed by Andalynn Burgess Date 05 21 2007

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)

28092620362

**POST ELECTION DETAILED  
SUMMARY PAGE**

6/6

FEC Form 3 (Revised 02/2003)

Report of Receipts and Disbursements

Page 2

<b>COLUMN A</b> Total this period	<b>COLUMN B</b> Election Cycle Total as of * (date of general election) (* See page 5 for date)	<b>Total for *</b> <b>Through *</b>	<b>COLUMN C</b> (date after general election) (last day of reporting period) (* See page 5 for date)
(c) Other political committees (such as PACs)	0.00	0.00	0.00
(d) TOTAL CONTRIBUTION REFUNDS (See Lines 20(a), (b) and (c))	0.00	0.00	0.00
21. OTHER DISBURSEMENTS	0.00	0.00	0.00
22. TOTAL DISBURSEMENTS (add lines 17, 18, 19(c), 20(d), and 21)	0.00	42222.31	0.00

**III. NET CONTRIBUTIONS (OTHER THAN LOANS)**

(Note: Substitute in lieu of Line #6 of Summary Page for this report only; subtract line 20(d) from Line 11(e))

215.00	7905.00	0.00
--------	---------	------

**IV. NET OPERATING EXPENDITURES**

(Note: Substitute in lieu of Line #7 of Summary Page for this report only; subtract line 14 from Line 17)

0.00	42222.31	0.00
------	----------	------

**V. CASH SUMMARY**

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD .....	-34532.31
24. TOTAL RECEIPTS AT THIS PERIOD (from Line 18).....	215.00
25. SUBTOTAL (add Line 23 and Line 24) .....	-34317.31
26. TOTAL DISBURSEMENTS AT THIS PERIOD (from Line 22).....	0.00
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (Subtract Line 26 from Line 25).....	-34317.31

28092620363



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

November 2, 2007

Kenneth Kranz, as Treasurer  
Trupiano for Congress  
7236 N. Lafayette  
Dearborn Heights, MI 48127

C00415612  
AF# 1686 and AF# 1736

Dear Mr. Kranz:

On April 10 and May 15, 2007, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Trupiano for Congress and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2006 30 Day Post-General Report and failing to file the 2006 Year-End Report, respectively. The Commission also made a preliminary determination that the civil money penalties were \$900 for each report 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 these matters. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendations 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 numbers in your response. Your response may not raise any arguments not raised in the 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 final determinations in these matters.

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,

*Jill I Sugarman*

Jill I. Sugarman  
Reviewing Analyst  
Office of Administrative Review

Attachment

28092620364



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 NOV 20 P 1:14

November 20, 2007

MEMORANDUM

**SENSITIVE**

To: The Commission

Through: Patrina M. Clark *mc*  
Staff Director

From: John D. Gibson *JH*  
Chief Compliance Officer

Shawn Woodhead Werth *SW*  
Reviewing Officer  
Office of Administrative Review

By: Jill I. Sugarman *JS*  
Reviewing Analyst

Subject: Final Determination Recommendation in AF# 1686 and AF# 1736 –  
Tripano for Congress and Kenneth Kranz, as Treasurer (C00415612)

On April 10 and May 15, 2007, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 30 Day Post-General Report and failing to file the 2006 Year End Report, respectively. The Commission also made a preliminary determination that the civil money penalty was \$900 for each report based on the schedule of penalties at 11 C.F.R. § 111.43.

At the time of the RTB finding for the Year End Report, the Commission had not received the report; therefore, the estimated level of activity (\$31,080) was used to calculate the RTB civil money penalty. On May 21, 2007, the respondents filed the Year End Report which discloses total receipts of \$215 and total disbursements of \$0, resulting in a level of activity totaling \$215. Since the schedule of penalties at 11 C.F.R. § 111.43(a)(2) states that a penalty for respondents with no prior violations shall not exceed the level of activity in the report, the civil money penalty for the Year End Report is \$215 (reduced from the RTB civil money penalty of \$900).

On May 21, 2007, the Commission received the respondents' written response ("challenge"). After reviewing the challenge, the Reviewing Officer's recommendation dated October 31, 2007 was forwarded to the Commission, a copy was sent to the respondents, and is hereby incorporated by reference. The Reviewing Officer, therefore, recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess civil money penalties of \$900 and \$215 for the 2006 30 Day Post-General and Year End Reports, respectively, because they submitted no evidence that the RTB findings were based on

28092620365

factual errors, that the civil money penalties were improperly calculated at RTB, or that they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the reports no later than 24 hours after the end of these circumstances.

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) Adopt the Reviewing Officer recommendation for AF# 1686 and AF# 1736 involving Trupiano for Congress and Kenneth Kranz, as Treasurer, in making the final determinations;
- (2) Make a final determination in AF# 1686 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$900;
- (3) Make a final determination in AF# 1736 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and, based on the level of activity disclosed on the Year End Report filed May 21, 2007 (\$215), assess a civil money penalty of \$215 (reduced from the RTB civil money penalty of \$900); and
- (4) Send the appropriate letters.

28092620366



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**SENSITIVE**

DATE & TIME OF TRANSMITTAL: Tuesday, November 20, 2007 4:00

BALLOT DEADLINE: Monday, November 26, 2007 4:00

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

SUBJECT: **Final Determination Recommendation in  
AF 1686 and AF 1736 – Trupiano for Congress  
and Kenneth Kranz, as Treasurer (C00415612)  
Memorandum from the Chief Compliance  
Officer and the Reviewing Officer dated  
November 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

28092620367

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Final Determination Recommendation: ) AF 1686 and AF 1736  
Trupiano for Congress and Kenneth Kranz, )  
as Treasurer (C00415612) )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on November 27, 2007, the Commission decided by a vote of 5-0 to take the following actions in AF 1686 and AF 1736:

1. Adopt the Reviewing Officer recommendation for AF # 1686 and AF #1736 involving Trupiano for Congress and Kenneth Kranz, as Treasurer, in making the final determinations.
2. Make a final determination in AF #1686 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$900.
3. Make a final determination in AF #1736 that Trupiano for Congress and Kenneth Kranz, as Treasurer, violated 2 U.S.C. § 434(a) and, based on the level of activity disclosed on the Year End Report file May 21, 2007 (\$215), assess a civil money penalty of \$215 (reduced from the RTB civil money penalty of \$900).
4. Send the appropriate letters, as recommended in the Reviewing Officer's Memorandum dated November 20, 2007.

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

Attest:

November 28, 2007  
Date

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

28092620368



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 30, 2007

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Kenneth Kranz, as Treasurer  
Trupiano for Congress  
7236 N. Lafayette  
Dearborn Heights, MI 48127

ID# C00415612  
AF# 1686

Dear Mr. Kranz:

On April 10, 2007, the Commission found reason to believe that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) for failing to timely file the 2006 30 Day Post-General Report. By letter dated April 12, 2007, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$900 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 21, 2007, the Office of Administrative Review received the written response from you challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$900 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on November 2, 2007.

On November 27, 2007, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) and assessed a civil money penalty of \$900. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the final determination memorandum is attached.

**To Pay the Civil Money Penalty**

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

28092620369

**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 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.

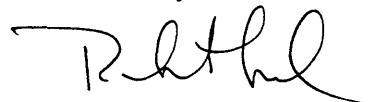
**If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

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 treasurer 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 respondents' 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 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Jill I. Sugarman on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,



Robert D. Lenhard  
Chairman

Attachment

28092620370

-----  
**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$900 for the 2006 30 Day Post-General 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1686

PAYMENT AMOUNT DUE: \$900

28092620371



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 30, 2007

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Kenneth Kranz, as Treasurer  
Trupiano for Congress  
7236 N. Lafayette  
Dearborn Heights, MI 48127

ID# C00415612  
AF# 1736

Dear Mr. Kranz:

On May 15, 2007, the Commission found reason to believe that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2006 Year End Report. By letter dated May 17, 2007, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$900 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 21, 2007, the Office of Administrative Review received the written response from you challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission reduce the RTB civil money penalty because it was calculated on an estimated level of activity, make a final determination that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) and, based on the actual level of activity disclosed on the Year End Report filed May 21, 2007 (\$215), assess a civil money penalty in the amount of \$215 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on November 2, 2007.

On November 27, 2007, the Commission adopted the Reviewing Officer's recommendation, made a final determination that Trupiano for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) and based on the level of activity disclosed on the 2006 Year End Report (\$215), assessed a civil money penalty of \$215 (reduced from the RTB civil money penalty of \$900). It is based on the same factors used to calculate the civil money penalty at RTB except that the actual rather than the estimated level of activity was used. A copy of the final determination memorandum is attached.

28092620372

**To Pay the Civil Money Penalty**

To pay the civil money penalty, send the enclosed form and 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 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.

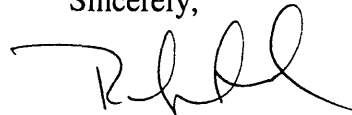
**If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

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 treasurer 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 respondents' 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 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Jill I. Sugarman on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,



Robert D. Lenhard  
Chairman

Attachment

28092620373

-----  
**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$215 for the 2006 Year End 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: Trupiano for Congress

FEC ID#: C00415612

AF#: 1736

PAYMENT AMOUNT DUE: \$215

28092620374

**AGREEMENT AS TO THE METHOD OF CERTIFYING  
DEBTS SUBMITTED TO THE FINANCIAL MANAGEMENT SERVICE'S  
CROSS-SERVICING PROGRAM**

This Agreement (Agreement) is submitted by:

Creditor Agency: Federal Election Commission

Date of Agreement: December 18, 2007

The Creditor Agency agrees that:

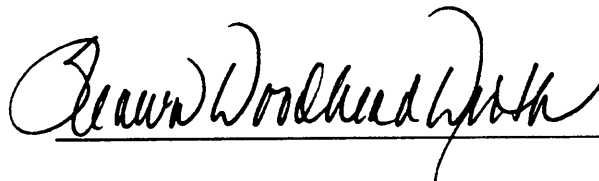
- 28092620375
- I. This Agreement covers all debts, including updates, changes, and modifications (Debts) submitted by Electronic Transmission on or after the date of this Agreement, by Creditor Agency to the Financial Management Service (FMS), a bureau of the U.S. Department of the Treasury, for collection through the FMS's Cross-Servicing Program (Cross-Servicing).;
  - II. Creditor Agency will submit debts to Cross-Servicing via Electronic Transmission of "Add Records" or "Update Records," as described in the attached Exhibit A. Each time the Creditor Agency submits a Debt via an Add Record or Update Record, the Creditor Agency is certifying the Debt;
  - III. Any person who submits Debts via an Add Record or Update Record has or will have delegated authority to certify the Debts on behalf of the head of the Creditor Agency, and the Creditor Agency will provide a copy of this Agreement to any such person; and,
  - IV. By submitting Debts via an Add Record or Update Record, the person submitting such Debts is certifying to the U.S. Department of the Treasury, under penalty of perjury pursuant to 5 U.S.C. § 5514, 31 U.S.C. § 3716, 31 U.S.C. § 3720A, and 28 U.S.C. § 1746, that to the best of his or her knowledge and belief, the following is true and correct:
    1. **Valid Debts.** The debts are delinquent, valid and legally enforceable in the amounts stated. No debtor has repaid or agreed to repay the claim under a signed repayment agreement or filed for review of the claim.
    2. **No Bar to Collection.** The debts are not subject to any circumstances that legally preclude or bar collection. There are no foreclosures pending with respect to any collateral securing a debt. The Agency's records do not show that any debtor owing a debt has filed for bankruptcy protection. Alternatively, the Agency can clearly establish that any automatic stay has been lifted or is no longer in effect.
    3. **Due Process.** The Agency has, at a minimum, made the following reasonable

efforts to obtain payment of the debt, demanded payment, and provided the debtor with the notice and opportunities described below:

- A. At least 30 days prior to the date of the certification (i.e., date of Electronic Transmission), the Agency has provided, or made a reasonable attempt to provide each debtor with:
- i. written notification, at the debtor's most current known address, of the nature and the amount of the debt, the intention of the Agency to collect the debt through referral to Treasury, and action that may be taken by Treasury including referral of the debt to a private collection agency and referral of the debt to the Department of Justice for litigation;
  - ii. an opportunity to inspect and copy the records of the Agency with respect to the debt; and
  - iii. an opportunity for review within the Agency of the determination of the Agency with respect to the debt, including the opportunity to present evidence that all or part of the debt is not past-due or legally enforceable.
- B. The Agency has considered any evidence presented by the debtor and determined that the amount of the debt is past-due and legally enforceable and there are no pending appeals of such determination.

4. ***Interest and Penalties.*** The Agency has complied with all of the provisions of 31 U.S.C. § 3717 and the Federal Claims Collection Standards, as well as other statutes, regulations and policies applicable to Agency's assessment of interest, penalties and administrative costs. The Agency has mailed a written notice to all debtors explaining the Agency's requirements concerning the charges.

**CERTIFICATION:** Pursuant to 28 U.S.C. § 1746, I certify that I have been delegated authority to execute this Agreement on behalf of the head of my agency.



Shawn Woodhead Werth

Director, Office of Administrative Review

28092620376

**ATTACHMENT A**  
**TREASURY CROSS-SERVICING PROGRAM**  
**CERTIFICATION TERMINOLOGY**

For purposes of the foregoing Agreement, the following describes how creditor agencies submit debts via Electronic Transmission of computer records to the Cross-Servicing program:

1. Electronic Transmission. Any transmission from creditor agencies to the Cross-Servicing Program via any form of electronic media (including, but not limited to, tapes, diskettes, and on-line access), as more particularly described in Step 7; Electronic Format in the "Cross-servicing Implementation Guide", dated November 1998, as may be amended or updated ("Cross Servicing Guide"), is an Electronic Transmission.
2. Add Records. Add Records are electronic records which creditor agencies use to add new debts to Cross-Servicing. Add Records are more particularly described in "Step 7; Agency File Formats" in the Cross Servicing Guide.
3. Update Records. Update Records are electronic records that creditor agencies use to update, change or modify information about debts previously transmitted to Cross-Servicing by creditor agencies. Update Records are more particularly described in "Step 7; Agency File Formats" in the Cross Servicing Guide.



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1686

DATE SCANNED 9/2/08

SCANNER NO. 2

SCAN OPERATOR EES

28092620378