



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1689

DATE SCANNED 1/14/08

SCANNER NO. 2

SCAN OPERATOR SEP

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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 *PMC*  
STAFF DIRECTOR

MARGARITA MAISONET *MM*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 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

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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.

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Federal Election Commission  
Reason to Believe Circulation Report  
2006 PRE-GENERAL Election Sensitive 10/26/2006 UNAUTH\_Q

| AF#  | Committee ID | Committee Name  | Treasurer               | Threshold | PV | Receipt Date | Days Late | LOA      | RTB Penalty |
|------|--------------|---|-------------------------|-----------|----|--------------|-----------|----------|-------------|
| 1604 | C00169508    | AAI CORPORATION<br>POLITICAL ACTION<br>COMMITTEE                            | RICHARD F.<br>CHRIST    | \$196,951 | 1  | 11/5/2006    | Not Filed | \$7,500  | \$750       |
| 1605 | C00366385    | ADVANCED ACOUSTIC<br>CONCEPTS INC POLITICAL<br>ACTION COMMITTEE             | SCOTT<br>WILLIAMS       | \$203,094 | 0  | 12/8/2006    | Not Filed | \$3,599  | \$500       |
| 1606 | C00340356    | ADVANCED MEDICAL<br>TECHNOLOGY<br>ASSOCIATION POLITICAL<br>ACTION COMMITTEE | KENNETH<br>MENDEZ       | \$413,835 | 0  | 11/2/2006    | 7         | \$2,000  | \$120       |
| 1607 | C00141242    | AGRI-MARK, INC<br>LEGISLATIVE AND<br>EDUCATIONAL COMMITTEE<br>(ALEC)        | HAROLD<br>LARRABEE      | \$106,244 | 1  | 12/15/2006   | Not Filed | \$2,000  | \$625       |
| 1608 | C00325159    | AIRTRAN AIRWAYS INC<br>POLITICAL ACTION<br>COMMITTEE                        | STANLEY<br>GADEK        | \$143,814 | 0  | 1/15/2007    | Not Filed | \$7,129  | \$600       |
| 1609 | C00352054    | ARMENIAN AMERICAN PAC<br>(ARMIENPAC)  | DR. SARKIS<br>KECHEJIAN | \$281,080 | 0  | 12/3/2006    | Not Filed | \$5,577  | \$600       |
| 1610 | C00363382    | AVAYA INCORPORATED<br>POLITICAL ACTION<br>COMMITTEE                         | CHARLES E.<br>CROWDERS  | \$143,681 | 0  | 12/8/2006    | Not Filed | \$3,350  | \$500       |
| 1611 | C00204388    | BI-COUNTY POLITICAL<br>ACTION COMMITTEE (FKA<br>SUFFOLK PAC)                | IRA LAMEL               | \$189,003 | 2  | 11/2/2006    | 7         | \$6,000  | \$255       |
| 1612 | C00078287    | CNA FINANCIAL<br>CORPORATION CITIZENS<br>FOR GOOD GOVERNMENT                | KAREN<br>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<br>INC POLITICAL ACTION<br>COMMITTEE                       | PERRY<br>HUMPHREY        | \$372,102 | 1  | 11/6/2006    | Not Filed | \$7,554  | \$750       |
| 1614 | C00303818    | COUNCIL FOR AFFORDABLE<br>AND RURAL HOUSING PAC<br>INC (CARH PAC)               | TRAVIS A.<br>MILLER      | \$100,735 | 0  | 12/29/2006   | Not Filed | \$1,457  | \$500       |
| 1615 | C00160630    | DRUMMOND COMPANY,<br>INC POLITICAL ACTION<br>COMMITTEE (DPAC)                   | MR. SCOTT O<br>STANFIELD | \$128,650 | 0  | 11/11/2006   | 6         | \$8,500  | \$160       |
| 1616 | C00135855    | ENERGEN CORPORATION<br>POLITICAL ACTION<br>COMMITTEE F/K/A<br>ALAGASCO INC PAC  | MR. DUDLEY<br>REYNOLDS   | \$171,512 | 0  | 11/8/2006    | Not Filed | \$13,000 | \$900       |
| 1618 | C00400242    | FLORIDA FOR AMERICAS<br>FUTURE PAC  | HUGH<br>WESTBROOK        | \$112,600 | 0  | 12/6/2006    | Not Filed | \$24,200 | \$900       |
| 1619 | C00349639    | FLORIDA PBA INC FRIENDS<br>OF LAW ENFORCEMENT                                   | DAVID BRUCE<br>MURRELL   | \$112,445 | 0  | 12/7/2006    | Not Filed | \$10,161 | \$900       |
| 1620 | C00012328    | FLORIDA SUGAR CANE<br>LEAGUE PAC  | RYAN WESTON              | \$385,029 | 0  | 12/6/2006    | Not Filed | \$1,000  | \$500       |
| 1621 | C00242040    | FOREST LANDOWNERS<br>ASSOCIATION, INC,<br>POLITICAL ACTION<br>COMMITTEE         | SCOTT JONES              | \$145,222 | 0  | 12/21/2006   | Not Filed | \$2,852  | \$500       |
| 1622 | C00297531    | GOVERNMENT IS NOT GOD   | NANCY M.<br>MURRAY       | \$133,277 | 0  | 11/8/2006    | Not Filed | \$10,769 | \$900       |
| 1623 | C00338848    | HOOSIER POLITICAL<br>ACTION COMMITTEE<br>(HOOSIER PAC)                          | GILEAD KAPEN             | \$516,237 | 1  | 11/30/2006   | Not Filed | \$37,000 | \$1,750     |
| 1624 | C00303073    | INTERNATIONAL COUNCIL<br>OF CRUISE LINES<br>POLITICAL ACTION COMM<br>(ICCL-PAC) | J. MICHAEL<br>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 TOMLINSON     | \$208,482 | 0  | 12/5/2006    | Not Filed | \$1,333  | \$500       |
| 1626 | C00284810    | MARRIOTT INTERNATIONAL, INC. POLITICAL ACTION COMMITTEE                 | MS. MELISSA FROEHLICH | \$303,418 | 0  | 12/6/2007    | Not Filed | \$31,748 | \$1,400     |
| 1627 | C00413575    | MWW GROUP INC POLITICAL ACTION COMMITTEE THE                            | SETH ROSENSTEIN       | \$115,565 | 0  | 11/22/2006   | 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 BOGOVICH | \$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 (REFWPAC)                           | 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. DUINN       | \$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 | \$2,354  | \$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   | BRIAN SCHIAYO    | \$115,452   | 1  | 11/1/2006    | 6         | \$3,615  | \$137       |
| 1640 | C00173419    | UNITED ASSN 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       |

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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<br>POLITICAL ACTION<br>COMMITTEE  |                     | STANLEY<br>GADEK      | \$148,703 | 0  | 1/15/2007    | Not Filed | \$4,889        | \$250       |
| 1643 | C00396028    | AL GREEN FOR CONGRESS   | GREEN, ALEXANDER    | WILLIAMA<br>LAWSON    | \$147,829 | 3  | 1/7/2007     | Not Filed | \$148,867      | \$1,875     |
| 1644 | C00416404    | ARCH LEADERSHIP PAC   |                     | JOHN ROSS<br>TRUMAN   | \$133,843 | 0  |              | Not Filed | \$48,281 (est) | \$900       |
| 1645 | C00427617    | BLUE AMERICA PAC  |                     | HOWARD KEIN           | \$110,155 | 0  | 1/23/2007    | Not Filed | \$58,689       | \$2,700     |
| 1646 | C00174847    | BREWERY SOFT DRINK BEER<br>DISTR OPTICAL DENTAL<br>MISC WORKERS<br>WAREHOUSEMAN HELP<br>LOCAL 830 PAC |                     | DANIEL H.<br>GRACE    | \$360,351 | 1  | 1/5/2007     | 29        | \$40,003       | \$975       |
| 1647 | C00423335    | BYRNE FOR CONGRESS<br>COMMITTEE THE   | BYRNE, MARK         | JILL K. HUEY          | \$143,413 | 0  | 3/14/2007    | Not Filed | \$36,327       | \$900       |
| 1649 | C00421693    | CHRISTIAN BURRIDGE FOR<br>CONGRESS  | BURRIDGE, CHRISTIAN | DANIEL CLYDE<br>GARR  | \$130,908 | 0  | 2/2/2007     | Not Filed | \$28,919       | \$900       |
| 1650 | C00415604    | CITIZENS FOR ACTION   |                     | NANCY T.<br>KANJORSKI | \$305,153 | 0  | 1/10/2007    | Not Filed | \$40,281       | \$900       |
| 1651 | C00062224    | GLOROX COMPANY<br>EMPLOYEES' POLITICAL<br>ACTION COMMITTEE THE  |                     | VICTORIA<br>JONES     | \$112,106 | 0  | 1/9/2007     | Not Filed | \$4,436        | \$250       |
| 1652 | C00416321    | COMMITTEE TO ELECT BRAD<br>BLANTON  | BLANTON, BRAD       | JUSTIN<br>BURCHARD    | \$112,351 | 0  |              | Not Filed | \$22,470 (est) | \$500       |
| 1653 | C00426783    | COMMITTEE TO ELECT RICK<br>TRENT THE  | TRENT, RICKY LYNN   | LISA JO TRENT         | \$157,095 | 0  | 12/13/2006   | 6         | \$26,805       | \$320       |
| 1654 | C00394692    | COMMITTEE TO ELECT<br>WILLIAM (WILLIE) VADEN<br>FOR CONGRESS  | VADEN, WILLIAM ROSS | WILLIAM ROSS<br>VADEN | \$244,212 | 1  |              | Not Filed | \$27,135       | \$1,125     |
| 1655 | C00125534    | COMPOSITION ROOFERS<br>LOCAL UNION #30 POLITICAL<br>ACTION & EDUCATION FUND                           |                     | TOM PEDRICK           | \$133,371 | 0  | 1/2/2007     | 26        | \$62,963       | \$2,250     |

| 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)                            |                        | TRAVIS A. 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     | 28        | \$63,249       | \$2,475     |
| 1664 | C00411512    | KANNO FOR CONGRESS   | KANNO, JOHN            | LEE NEVES              | \$294,209   | 0  |              | Not Filed | \$36,776 (est) | \$900       |
| 1665 | C00265603    | 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        | \$354,447      | \$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       |

| AF#  | Committee ID | Committee Name  | Candidate Name      | Treasurer                | Threshold   | PV | Receipt Date | Days Late | LOA            | RTB Penalty |
|------|--------------|---|---------------------|--------------------------|-------------|----|--------------|-----------|----------------|-------------|
| 1673 | C00369884    | MZM INC PAC   |                     | MS JEANNE<br>GONIEL      | \$178,705   | 0  |              | Not Filed | \$36,741 (est) | \$900       |
| 1674 | C00188987    | NATIONAL ASSOCIATION<br>FOR HOME CARE POLITICAL<br>ACTION COMMITTEE                           |                     | MICHAELE N.<br>WOODS     | \$137,626   | 2  | 1/11/2007    | Not Filed | \$1,357        | \$375       |
| 1675 | C00012211    | NORTH CAROLINA DENTAL<br>PAC  |                     | AARON<br>FROPMANN        | \$124,000   | 0  | 1/6/2007     | 30        | \$240          | \$175       |
| 1676 | C00416511    | PENNSYLVANIA PAC FOR<br>PROGRESS  |                     | JONATHAN<br>ROBERT KING  | \$149,370   | 0  |              | Not Filed | \$37,679 (est) | \$900       |
| 1677 | C00266536    | PHILLIPS INTERNATIONAL<br>INC POLITICAL ACTION<br>COMMITTEE                                   |                     | MR WILLIAM<br>ESTLEY     | \$231,502   | 0  |              | Not Filed | \$46,300 (est) | \$900       |
| 1678 | C00025395    | PNM RESPONSIBLE CITIZENS<br>GROUP   |                     | JOHN R.<br>LOYACK        | \$101,173   | 0  | 12/18/2006   | 11        | \$5,097        | \$105       |
| 1679 | C00366696    | RESPONSIBILITY AND<br>FREEDOM WORK PAC<br>(RFWPAC)  |                     | JOHN P. NAIL             | \$141,142   | 0  | 1/16/2007    | Not Filed | \$35,415       | \$900       |
| 1680 | C00409359    | SAN MATEO COUNTY<br>DEMOCRATIC CENTRAL<br>COMMITTEE   |                     | JUDITH A.<br>CHRISTENSEN | \$160,523   | 0  |              | Not Filed | \$12,832 (est) | \$500       |
| 1681 | C00278788    | SUFF CO DETECTIVES ASSN<br>INC POLITICAL ACTION<br>COMMITTEE                                  |                     | RAYMOND L<br>GRIFFIN JR  | \$150,036   | 0  | 1/12/2007    | Not Filed | \$21,496       | \$500       |
| 1683 | C00176541    | TEAMSTERS JOINT COUNCIL<br>53 POLITICAL ACTION<br>COMMITTEE                                   |                     | PAUL<br>CARBUJLO         | \$288,780   | 0  | 1/12/2007    | Not Filed | \$50,002       | \$2,700     |
| 1684 | C00009357    | THE RECORDING INDUSTRY<br>ASSOCIATION OF AMERICA<br>POLITICAL ACTION<br>COMMITTEE             |                     | MITCH GLAZIER            | \$323,689   | 0  | 12/14/2006   | 7         | \$12,000       | \$135       |
| 1685 | C00414417    | TOM BARLOW FOR<br>CONGRESS 06   | BARLOW THOMAS J III | SHIRLEY J<br>BARLOW      | \$240,749   | 0  | 12/14/2006   | 7         | \$86,118       | \$1,100     |
| 1687 | C00173419    | UNITED ASSN JOURNEYMEN<br>& APPRENT OF PLUMB &<br>PIPEFITTING IND LOCAL 322<br>COMM FOR POLED |                     | JAMES REED               | \$1,178,532 | 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    | VOPE GRIFFITH   | GRIFFITH, WILLIAM J       | JEAN GRIFFITH     | \$109,272 | 0  | 12/26/2006   | 19        | \$35,907  | \$560       |
| 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 WALDREP    | \$147,275 | 0  | 1/23/2007    | Not Filed | \$8,065   | \$300       |
| 1693 | C00421131    | ZANZI FOR CONGRESS  | ZANZI, ITALO ANDRES       | RYAN ADRIAN MORIN | \$656,819 | 1  | 12/18/2006   | 11        | \$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

28092614572

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; )  
  
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; )  
  
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; )

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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; )

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Federal Election Commission  
Certification for Administrative Fines  
April 10, 2007

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; )

CLOROX 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; )

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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 MICHAELE 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 (RWPAC), 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

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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#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.

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Federal Election Commission  
Certification for Administrative Fines  
April 10, 2007

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#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

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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

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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,

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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

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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.

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

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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;

(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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 12, 2007

Jean Griffith  
Vote Griffith  
Post Office Box 5479  
Greenville, SC 29606

C00422139  
AF#: 1689

Dear Jean Griffith:

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 12/26/2006, 19 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 Vote Griffith 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 \$580. It is due by 5/20/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$35,907  
Number of Days Late: 19  
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

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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 Vote Griffith 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

28092614587

-----  
**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 \$580 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: Vote Griffith

FEC ID#: C00422139

AF#: 1689

PAYMENT DUE DATE: 5/20/2007

PAYMENT AMOUNT DUE: \$580

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2007 MAY 21 A 7:58

JEAN C. GRIFFITH,  
TREASURER  
VOTE GRIFFITH  
PO BOX 5479  
GREENVILLE SC 29606

Tuesday, 05/15/2007

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

In regard to AF#: 1689  
For C00422139

Dear Sir:

Several weeks ago I received a letter, dated 12 April, from the FEC related to a late filing of our 30 day post general report due 7 December 2006. The letter stated that our report was 19 days late, and a civil penalty of \$580.00 was assessed. In the paragraphs that follow I will provide information as to the cause of this delay and our efforts to comply with the FEC requirements.

While many congressional campaigns expend a million or more dollars, our campaign was quite small and staffed by volunteers. At the onset, we began all of our compliance documentation on paper, and all documents were filed in accordance with the FEC requirements. Our report due 7 December was no exception, and it was also filed on paper, and on time. On 16 December we received notification that our report could not be filed on paper, as we had crossed a \$50,000.00 threshold that necessitated our filing electronically. As we had filed all earlier reports on paper, we had not realized that we were going to need to make the switch.

After receiving your December 14 letter it was not clear whether we would need to file all past activity electronically, or just the most current data, but to be on the safe side we began logging all past data into the new system. After completing this work, we attempted to file electronically on 17,18,19 and 20 December. For reasons that no one could determine, we were unable to do a successful transfer, even after several hours on the phone with various technical support people in the FEC electronic filing office.

. In order to comply as quickly as possible, we sent a CD with the required information on 21 December. Again, there was a problem with some key, small, but unknown key point, and the data could not be accepted. As an alternative we attempted to email the filing as an attachment on 22 December, but again, we were advised that there was something in error (not with the actual data, but apparently something in the way the FEC software created the file). In a further attempt to solve the problem we mailed yet

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another CD with the required report on 23 December. It was about this time that we received a phone call from the FEC saying that they thought they knew what the problem was with our inability to file electronically, and to try filing that way again. We tried again, and we were able to file without a problem on December 26.


Clearly there was some problem on the FEC end that had kept us from filing electronically in our first attempts mid December. That part of the problem was never explained to us, so we don't know what it was, or whether it was a problem that affected other filers.

In summary:

- ◆ Up until, and including, the Report due 7 December, we had filed everything on time.
- ◆ We took immediate action when notified that we had to switch to electronic filing and converted to the new system
- ◆ We spent many hours on the phone with FEC personnel in the electronic filing department attempting to file electronically without success.
- ◆ We sent several CD's to the FEC in our attempts to respond.
- ◆ We were finally able to file electronically after being notified that some change was made on the FEC side of the exchange, and that we should try again.

I concede that if we had more carefully studied the FEC requirements, we would have been aware of the need to switch to electronic filing. On the other hand, we expended much effort and many hours to comply after notification, but were unable to file in that way due to some difficulty on the receiving end. As we complied with, as best we could, the spirit of the FEC requirements, I respectfully request that the FEC penalty be abated.

Sincerely yours,

  
Jean C. Griffith,  
Treasurer, Vote Griffith

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Via First Class Mail

May 22, 2007

Jean C. Griffith, as Treasurer  
Vote Griffith  
PO Box 5479  
Greenville, SC 29606

C00422139  
AF# 1689

Dear Ms. Griffith:

On May 21, 2007, the Commission received the written response ("challenge") which is being reviewed by the Office of Administrative Review. If you have any questions regarding the challenge, please contact this Office on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

Sincerely,

A handwritten signature in cursive script that reads "Jill Sugarman".

Jill Sugarman  
Reviewing Analyst  
Office of Administrative Review

28092614591

2007 MAY 29 A 10: 05

Date: May 29, 2007

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

AF#: 1689

Committee Name: Vote Griffith

Committee ID#: C00422139

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**

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

**Attachment #: 1**

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

**Attachment #: N/A**

**RAD Staff Declaration:**

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

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

**-MS-P Letter, dated December 14, 2006.**

**-RTB Letter, dated April 12, 2007.**

**Attachment #: 3**

**Other RAD Information (Y/N): Returned RTB Envelopes (2), RTB Fax Transmittal**

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| 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<br/> <input checked="" type="checkbox"/> Agent<br/> <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ Date of Delivery _____<br/>           JEAN GRIFFITH</p>  |
| <p>1. Article Addressed to:<br/>           JEAN GRIFFITH<br/>           VOTE GRIFFITH<br/>           POST OFFICE BOX 5479<br/>           GREENVILLE, SC 29606</p>  | <p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes<br/>           If Yes, enter delivery address below: _____<br/>           APR 19 2007<br/>           GREENVILLE, SC</p> <p>3. Service Type<br/> <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail<br/> <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise<br/> <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |
| <p>2. Article Number<br/>           (Transfer from service label)</p>  | <p>7006 0810 0005 9266 6594</p>   |

**DECLARATION OF PATRICIA CARMONA**

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the research conducted with regard to the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Vote Griffith:
- Prior Notice, dated October 2, 2006, referencing the 2006 Post-General Report.
  - Reminder Notice, dated November 13, 2006, referencing the 2006 Post-General Report.
  - MS-P Letter, dated December 14, 2006, referencing the 2006 Post-General Report.
  - 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 Vote Griffith electronically filed the 2006 Post-General Report with the Federal Election Commission on December 26, 2006.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and we have provided all relevant telecoms for the case. This declaration was executed at Washington, D.C. on the 29th day of May, 2007.



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

# 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. &<br>OVERNIGHT<br>MAILING DATE | FILING<br>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)

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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.

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● GENERAL ELECTION ●  
**REPORT NOTICE**

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FEDERAL ELECTION COMMISSION

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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).

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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MS-P

December 14, 2006

Mrs. Jean C. Griffith, Treasurer  
Vote Griffith  
Post Office Box 5479  
Greenville, SC 29606

Identification Number: C00422139

Reference: 30 Day Post General Report (10/19/2006 – 11/27/2006)

Dear Treasurer:

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

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

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

Sincerely,

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

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

20061214 15 18



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 SEP 25 P 2:38

September 24, 2007

MEMORANDUM

**SENSITIVE**

To: The Commission

Through: Patrina M. Clark *pmc*  
Staff Director

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

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

By: Jill I. Sugarman *JIS*  
Reviewing Analyst

Subject: AF# 1689 – Vote Griffith and Jean C. Griffith, as Treasurer  
(C00422139)

This case's recommendation complies with the Commission's decision in several prior cases to terminate its proceedings because the respondents exceeded the \$50,000 mandatory electronic filing threshold but, instead of filing the report electronically, they filed it on paper which would have been timely had they not been required to file it electronically. After they were notified by RAD, they filed it electronically.

The respondents' challenge for this case was due May 20, 2007, 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. The Reviewing Officer's recommendation, therefore, is based on 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 a written response within 10 days of transmittal of the recommendation.

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

Attachment

28092614599



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 24, 2007

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

AF# 1689 – Vote Griffith and Jean C. Griffith, as Treasurer (C00422139)

On April 10, 2007, the Federal Election Commission ("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 made a preliminary determination that the civil money penalty was \$580 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") on April 12, 2007 of the Commission's RTB finding and civil money penalty.

**Respondents' Response**

On May 21, 2007, the Commission received a written response ("challenge") from the Treasurer who states that the report was timely filed on the paper forms. When she received RAD's notice on December 16, she began entering data into the FECFile software and tried to file the report on December 17, 18, 19, and 20. Despite many conversations with the electronic filing staff, she was not able to upload it. She tried to file it on December 21 and 22 via CD and e-mail, but both attempts failed due to an unknown problem. After mailing another CD on December 23, the electronic filing staff called her, said that they knew what the problem was, and had fixed it. Per their advice, she tried to upload the report again and was able to file it on December 26. Due to the problems with the Commission's system that kept them from filing on their initial attempts and her efforts to file electronically, she asks that the penalty be abated. She also notes that the campaign was small and volunteer based, they filed everything else on time and took immediate action when told they had to file electronically.

**Analysis**

The 30 Day Post-General Report was electronically filed on December 26, 2006, 19 days late. A paper copy of the report was sent via Priority Mail on December 5, 2006.

The Federal Election Campaign Act ("Act") requires that 30 day post-general reports must be filed by the treasurer of a principal campaign committee no later than the 30th day after any general election in which the candidate has sought election. 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(2)(ii). Political committees required to file reports with the Commission must file in an electronic format if they have received contributions or made expenditures or expect to receive contributions or make expenditures in a calendar year aggregating in excess of \$50,000. 2 U.S.C. § 434(a)(11) and 11 C.F.R. § 104.18(a). 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).

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On December 5, the respondents submitted a paper copy of the report by Priority Mail with delivery confirmation, one of the "safe harbor methods" provided for at 2 U.S.C. § 434(a)(5). The paper copy would have been an acceptable and timely filing had they not exceeded the \$50,000 mandatory electronic filing threshold on this report. Because the 12 Day Pre-General Report together with the paper copy disclosed the receipt of net contributions totaling \$56,701 and net expenditures totaling \$52,232 in 2006, they were required to file it electronically. RAD notified the respondents on December 14 that the paper filing was unacceptable and that they needed to file it electronically. They experienced several problems when they tried to upload it and submit it on CD, but successfully filed the report on December 26. The Reviewing Officer, therefore, recommends that the Commission take no further action and close the file.

### **OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 1689 involving Vote Griffith and Jean C. Griffith, as Treasurer, in making the final determination;
- (2) Take no further action in AF# 1689 that Vote Griffith and Jean C. Griffith, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.

Reviewing Analyst: Jill I. Sugarman

### **Attachments**

Attachment 1 - Challenge Received from Respondents

Attachment 2 - Declaration from RAD

Attachment 3 - Declaration from OAR

28092614601

2007 MAY 21 A 7:58

JEAN C. GRIFFITH,  
TREASURER  
VOTE GRIFFITH  
PO BOX 5479  
GREENVILLE SC 29606

Tuesday, 05/15/2007

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

In regard to AF#: 1689  
For C00422139

Dear Sir:

Several weeks ago I received a letter, dated 12 April, from the FEC related to a late filing of our 30 day post general report due 7 December 2006. The letter stated that our report was 19 days late, and a civil penalty of \$580.00 was assessed. In the paragraphs that follow I will provide information as to the cause of this delay and our efforts to comply with the FEC requirements.

While many congressional campaigns expend a million or more dollars, our campaign was quite small and staffed by volunteers. At the onset, we began all of our compliance documentation on paper, and all documents were filed in accordance with the FEC requirements. Our report due 7 December was no exception, and it was also filed on paper, and on time. On 16 December we received notification that our report could not be filed on paper, as we had crossed a \$50,000.00 threshold that necessitated our filing electronically. As we had filed all earlier reports on paper, we had not realized that we were going to need to make the switch.

After receiving your December 14 letter it was not clear whether we would need to file all past activity electronically, or just the most current data, but to be on the safe side we began logging all past data into the new system. After completing this work, we attempted to file electronically on 17,18,19 and 20 December. For reasons that no one could determine, we were unable to do a successful transfer, even after several hours on the phone with various technical support people in the FEC electronic filing office.

. In order to comply as quickly as possible, we sent a CD with the required information on 21 December. Again, there was a problem with some key, small, but unknown key point, and the data could not be accepted. As an alternative we attempted to email the filing as an attachment on 22 December, but again, we were advised that there was something in error (not with the actual data, but apparently something in the way the FEC software created the file). In a further attempt to solve the problem we mailed yet

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another CD with the required report on 23 December. It was about this time that we received a phone call from the FEC saying that they thought they knew what the problem was with our inability to file electronically, and to try filing that way again. We tried again, and we were able to file without a problem on December 26.

Clearly there was some problem on the FEC end that had kept us from filing electronically in our first attempts mid December. That part of the problem was never explained to us, so we don't know what it was, or whether it was a problem that affected other filers.

In summary:

- ◆ Up until, and including, the Report due 7 December, we had filed everything on time.
- ◆ We took immediate action when notified that we had to switch to electronic filing and converted to the new system
- ◆ We spent many hours on the phone with FEC personnel in the electronic filing department attempting to file electronically without success.
- ◆ We sent several CD's to the FEC in our attempts to respond.
- ◆ We were finally able to file electronically after being notified that some change was made on the FEC side of the exchange, and that we should try again.

I concede that if we had more carefully studied the FEC requirements, we would have been aware of the need to switch to electronic filing. On the other hand, we expended much effort and many hours to comply after notification, but were unable to file in that way due to some difficulty on the receiving end. As we complied with, as best we could, the spirit of the FEC requirements, I respectfully request that the FEC penalty be abated.

Sincerely yours,

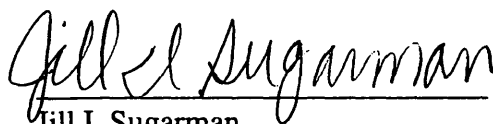


Jean C. Griffith,  
Treasurer, Vote Griffith

28092614603

## 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. If filed in a paper format and sent by Priority Mail with delivery confirmation, it must be postmarked by December 7 to be timely filed.
3. I hereby certify that I have searched the Commission's public records and that the documents identified herein are true and accurate copies of:
  - (a) Page 1 of the Summary Page and Pages 3 and 4 of the Detailed Summary Page for the 2006 12 Day Pre-General Report filed by Vote Griffith and Jean C. Griffith, as Treasurer. According to Commission records, the report covers the period from October 1 through October 18, 2006 and was received October 27, 2006. Lines 11(e) and 17 list \$47,076.00 in total contributions and \$26,290.41 in total operating expenditures, respectively, for the election cycle to date;
  - (b) Page 1 of the Summary Page, Pages 6 and 7 of the Post-Election Detailed Summary Page, and the Envelope Replacement Page for the paper copy of the report for Vote Griffith and Jean C. Griffith, as Treasurer. According to Commission records, the paper copy of the report covers the period from October 19 through November 27, 2006, was sent on December 5 by Priority Mail with delivery confirmation, and was received on December 9, 2006. Lines 11(e) and 17 list \$9,625.00 in total contributions and \$25,942.38 in total operating expenditures, respectively, for the reporting period; and
  - (c) Page 1 of the Summary Page for the 2006 30 Day Post-General Report electronically filed by Vote Griffith and Jean C. Griffith, as Treasurer. According to Commission records, the report covers the period from October 19 through November 27, 2006 and was received on December 26, 2006.
4. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 24<sup>th</sup> of September, 2007.



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

28092614604

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS For An Authorized Committee

RECEIVED FEC MAIL OPERATIONS CENTER

2006 OCT 27 P 12:46 Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT Example: If typing, type over the lines. 12FE4M5

ADDRESS (number and street) PO Box 5479 GREENVILLE SC 29606-15479

2. FEC IDENTIFICATION NUMBER C00422139 3. IS THIS REPORT NEW OR AMENDED SC 04

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 11/07/2006 in the State of SC (c) 30-Day POST-Election Report for the: General (30G) Runoff (30R) Special (30S) Election on in the State of

5. Covering Period 10/01/2006 through 10/31/2006

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 JEAN GRIFFITH

Signature of Treasurer Jean Griffith Date 10/23/2006

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

Table with 10 columns and 1 row. First column: Office Use Only. Last column: FEC FORM 3 (Revised 02/2003)

28092614605 26039253901

**DETAILED SUMMARY PAGE  
of Receipts**

FEC Form 3 (Revised 12/2003)

Page 3

Write or Type Committee Name

NOTE GRIFFITH

Report Covering the Period: From:

10 01 2006

To:

10 18 2006

**I. RECEIPTS**

**COLUMN A  
Total This Period**

**COLUMN B  
Election Cycle-to-Date**

11. CONTRIBUTIONS (other than loans) FROM:

(a) Individuals/Persons Other Than Political Committees

(i) Itemized (use Schedule A).....

1,850.00

26,200.00

(ii) Unitemized.....

525.00

15,876.00

(iii) TOTAL of contributions from individuals.....

2,375.00

42,076.00

(b) Political Party Committees.....

0.00

0.00

(c) Other Political Committees (such as PACs).....

0.00

0.00

(d) The Candidate.....

0.00

5,000.00

(e) TOTAL CONTRIBUTIONS

(other than loans)  
(add Lines 11(a)(iii), (b), (c), and (d))..

2,375.00

47,076.00

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

0.00

0.00

13. LOANS:

(a) Made or Guaranteed by the Candidate.....

0.00

0.00

(b) All Other Loans.....

0.00

0.00

(c) TOTAL LOANS  
(add Lines 13(a) and (b)).....

0.00

0.00

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

0.00

0.00

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

0.00

0.00

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

2,375.00

47,076.00

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26039253903

**DETAILED SUMMARY PAGE**  
of Disbursements

FEC Form 3 (Revised 02/2003)

Page 4

**II. DISBURSEMENTS**

**COLUMN A**  
Total This Period

**COLUMN B**  
Election Cycle-to-Date

|  |        |          |
|--|--------|----------|
| 17. OPERATING EXPENDITURES.....  | 692.05 | 2629.041 |
| 18. TRANSFERS TO OTHER<br>AUTHORIZED COMMITTEES.....                   | 0.00   | 0.00     |
| 19. LOAN REPAYMENTS:   |        |          |
| (a) Of Loans Made or Guaranteed<br>by the Candidate.....               | 0.00   | 0.00     |
| (b) Of All Other Loans.....  | 0.00   | 0.00     |
| (c) TOTAL LOAN REPAYMENTS<br>(add Lines 19(a) and (b)).....            | 0.00   | 0.00     |
| 20. REFUNDS OF CONTRIBUTIONS TO:                                       |        |          |
| (a) Individuals/Persons Other<br>Than Political Committees.....        | 0.00   | 0.00     |
| (b) Political Party Committees.....                                    | 0.00   | 0.00     |
| (c) Other Political Committees<br>(such as PACs).....                  | 0.00   | 0.00     |
| (d) TOTAL CONTRIBUTION REFUNDS<br>(add Lines 20(a), (b), and (c))..... | 0.00   | 0.00     |
| 21. OTHER DISBURSEMENTS.....   | 0.00   | 0.00     |
| 22. TOTAL DISBURSEMENTS<br>(add Lines 17, 18, 19(c), 20(d), and 21) ▶  | 692.05 | 2629.041 |

**III. CASH SUMMARY**

|   |          |
|---|----------|
| 23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....                                | 19102.64 |
| 24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....                            | 2375.00  |
| 25. SUBTOTAL (add Line 23 and Line 24).....   | 21477.64 |
| 26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....                               | 692.05   |
| 27. CASH ON HAND AT CLOSE OF REPORTING PERIOD<br>(subtract Line 26 from Line 25)..... | 20785.59 |

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FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

RECEIVED FEC MAIL OPERATIONS CENTER

2006 DEC -9 A 9:52

Office Use Only

1. NAME OF COMMITTEE (in full)

TYPE OR PRINT

Example: If typing, type over the lines.

12FE4M5

VOTE GRIFFITH

ADDRESS (number and street)

PO Box 5479

Check if different than previously reported. (ACC)

GREENVILLE

SC

29606-15479

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

STATE DISTRICT

00422139

3. IS THIS REPORT

NEW

(N)

OR

AMENDED

(A)

SC

04

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

January 31 Year-End Report (YE)

Termination Report (TER)

Termination Report (TER)

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

Primary (12P)

Primary (12P)

General (12G)

General (12G)

Runoff (12R)

Runoff (12R)

Convention (12C)

Convention (12C)

Special (12S)

Special (12S)

Election on

MM

DD

YYYY

In the State of

SC

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

General (30G)

General (30G)

Runoff (30R)

Runoff (30R)

Special (30S)

Special (30S)

Election on

MM

DD

YYYY

In the State of

SC

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

JEAN GRIFFITH

Signature of Treasurer

Jean Griffith

Date

12

04

2006

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §497g.

Office Use Only

FEC FORM 3 (Revised 02/2003)

26050294739092614608

**POST-ELECTION DETAILED SUMMARY PAGE**

Report of Receipts and Disbursements

FEC Form 3 (Revised 1/01)

Page 6

| COLUMN A<br>Total this Period  | COLUMN B<br>Election Cycle Total as of *<br>(date of general election)<br>(* See page 5 for date) | COLUMN C<br>Total for * (date after general election)<br>through * (last day of reporting period)<br>(* See page 5 for dates) |
|--|---|---|
| <p>(d) The Candidate</p>   |   |   |
| 0.000  | 0000  | 0000  |
| <p>(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c) and (d))</p> |   |   |
| 962500   | 962500  | 0000  |
| <p>12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES</p>                                      |   |   |
| 0000   | 0000  | 0000  |
| <p>13. LOANS:</p>  |   |   |
| <p>(a) Made or Guaranteed by the Candidate</p>   |   |   |
| 0000   | 0000  | 0000  |
| <p>(b) All Other Loans</p>   |   |   |
| 0000   | 0000  | 0000  |
| <p>(c) TOTAL LOANS (add Lines 13(a) and (b))</p>   |   |   |
| 0000   | 0000  | 0000  |
| <p>14. OFFSETS TO OPERATING EXPENDITURES (Refunds, rebates, etc.)</p>                      |   |   |
| 34029  | 0000  | 34029   |
| <p>15. OTHER RECEIPTS (Dividends, Interest, etc.)</p>                                      |   |   |
| 0000   | 0000  | 0000  |
| <p>16. TOTAL RECEIPTS (add 11(e), 12, 13(c), 14 and 15)</p>                                |   |   |
| 996529   | 962500  | 34029   |

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26039294762

POST-ELECTION DETAILED SUMMARY PAGE

Report of Receipts and Disbursements

FEC Form 3 (Revised 1/01)

Page 7

Write or Type Committee Name

Report Covering the Period: From:

10 / 19 / 2006

To:

11 / 27 / 2006

II. DISBURSEMENTS

| COLUMN A<br>Total this Period                                  | COLUMN B<br>Election Cycle Total as of *<br>(date of general election)<br>(* See page 5 for date) | COLUMN C<br>Total for * (date after general election)<br>through * (last day of reporting period)<br>(* See page 5 for dates) |
|--|---|---|
| <b>17. OPERATING EXPENDITURES</b>                              |   |   |
| 2594238  | 2319233   | 275005  |
| <b>18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES</b>            |   |   |
| 0000   | 000   | 000   |
| <b>19. LOAN REPAYMENTS:</b>                                    |   |   |
| <b>(a) Of Loans Made or Guaranteed by the Candidate</b>        |   |   |
| 0000   | 0000  | 000   |
| <b>(b) Of All Other Loans</b>                                  |   |   |
| 0000   | 0000  | 0000  |
| <b>(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and 19(b))</b>   |   |   |
| 0000   | 0000  | 0000  |
| <b>20. REFUNDS OF CONTRIBUTIONS TO:</b>                        |   |   |
| <b>(a) Individuals/Persons Other Than Political Committees</b> |   |   |
| 000  | 000   | 0000  |
| <b>(b) Political Party Committees</b>                          |   |   |
| 000  | 000   | 0000  |

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Federal Election Commission  
**ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS**  
The FEC added this page to the end of this filing to indicate how it was received.

|   |   |
|---|---|
| <input type="checkbox"/> Hand Delivered   | Date of Receipt                                     |
| <input type="checkbox"/> USPS First Class Mail  | Postmarked  |
| <input type="checkbox"/> USPS Registered/Certified  | Postmarked (R/C)                                    |
| <input checked="" type="checkbox"/> USPS Priority Mail                                      | Postmarked<br>12-5-06                               |
| Delivery Confirmation™ or Signature Confirmation™ Label <input checked="" type="checkbox"/> |   |
| <input type="checkbox"/> USPS Express Mail  | Postmarked  |
| <input type="checkbox"/> Postmark Illegible   |   |
| <input type="checkbox"/> No Postmark  |   |
| <input type="checkbox"/> Overnight Delivery Service (Specify):                              | Shipping Date                                       |
|   | Next Business Day Delivery <input type="checkbox"/> |
| <input type="checkbox"/> Received from House Records & Registration Office                  | Date of Receipt                                     |
| <input type="checkbox"/> Received from Senate Public Records Office                         | Date of Receipt                                     |
| <input type="checkbox"/> Received from Electronic Filing Office                             | Date of Receipt                                     |
| <input type="checkbox"/> Other (Specify):   | Date of Receipt or Postmarked                       |
| <i>JM d</i><br>PREPARER   | 12-9-06<br>DATE PREPARED                            |

(3/2005)

2603629479092614611

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

VOTE GRIFFITH

ADDRESS (number and street) PO BOX 5479

Check if different than previously reported. (ACC)

GREENVILLE SC 29608

2. FEC IDENTIFICATION NUMBER C00422139 CITY STATE ZIP CODE STATE DISTRICT

3. IS THIS REPORT NEW OR AMENDED

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: X General (30G) Runoff (30R) Special (30S) Election on 11 07 2006 in the State of SC

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 TREASURER JEAN GRIFFITH Signature of Treasurer Electronically Filed by TREASURER JEAN GRIFFITH Date 12 21 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.

28092614612



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**VIA OVERNIGHT DELIVERY**

September 25, 2007

Jean C. Griffith, as Treasurer  
Vote Griffith  
PO Box 5479  
Greenville, SC 29606

C00422139  
AF# 1689

Dear Ms. Griffith:

On April 10, 2007, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Vote Griffith and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2006 30 Day Post-General Report. The Commission also made a preliminary determination that the civil money penalty was \$580 based on the schedule of penalties at 11 C.F.R. § 111.43.

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

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

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

Sincerely,

A handwritten signature in black ink that reads "Jill I. Sugarman".

Jill I. Sugarman  
Reviewing Analyst  
Office of Administrative Review

Attachment

28092614613



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 OCT -9 P 12: 03

October 9, 2007

MEMORANDUM

To: The Commission

Through: Patrina M. Clark *mc*  
Staff Director

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

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

By: Jill I. Sugarman *JIS*  
Reviewing Analyst

Subject: Final Determination Recommendation in AF# 1689 – Vote Griffith and Jean C. Griffith, as Treasurer (C00422139)

**SENSITIVE**

On April 10, 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 also made a preliminary determination that the civil money penalty was \$580 based on the schedule of penalties at 11 C.F.R. § 111.43.

On May 21, 2007, the Commission received the respondents' written response ("challenge"). The challenge presented evidence that the respondents sent a paper copy of the report by one of the "safe harbor methods" provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had they not exceeded the \$50,000 mandatory electronic filing threshold on this same report. They electronically filed the report on December 26 after receipt of the December 14<sup>th</sup> failure to electronically file notice. The Reviewing Officer, therefore, recommended that the Commission take no further action and close the file.

The Reviewing Officer's recommendation dated September 24, 2007 was forwarded to the Commission. A copy was simultaneously forwarded to the respondents and is hereby incorporated by reference. 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.

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**OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 1689 involving Vote Griffith and Jean C. Griffith, as Treasurer, in making a final determination;
- (2) Take no further action in AF# 1689 against Vote Griffith and Jean C. Griffith, as Treasurer, with respect to 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Final Determination Recommendation: ) AF 1689  
Vote Griffith and Jean C. Griffith, as )  
Treasurer (C00422139) )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on October 12, 2007, the Commission decided by a vote of 5-0 to take the following actions in AF 1689:

1. Adopt the Reviewing Officer recommendation for AF 1689 involving Vote Griffith and Jean C. Griffith, as Treasurer, in making a final determination.
2. Take no further action in AF 1689 against Vote Griffith and Jean C. Griffith, as Treasurer, with respect to 2 U.S.C. § 434(a) and close the file.
3. Send the appropriate letter.

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

Attest:

October 12, 2007  
Date

Darlene Harris  
for Mary W. Dove  
Secretary of the Commission

28092614616



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 16, 2007

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Jean C. Griffith, as Treasurer  
Vote Griffith  
P.O. Box 5479  
Greenville, SC 29606

ID# C00422139  
AF# 1689

Dear Ms. Griffith:

On April 10, 2007, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Vote Griffith 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 \$580 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 civil money penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the challenge. Based on this review, the Reviewing Officer recommended that the Commission take no further action because the challenge presented evidence that you sent a paper copy of the report by one of the "safe harbor" methods provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had the Committee not exceeded the \$50,000 mandatory electronic filing threshold on this report. On December 26, 2006, you electronically filed the report after receipt of the December 14th failure to electronically file notice. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on September 25, 2007.

On October 12, 2007, the Commission adopted the Reviewing Officer's recommendation to take no further action against the respondents with respect to 2 U.S.C. § 434(a). A copy of the final determination memorandum is attached.

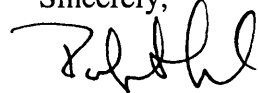
The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within 30

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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 this matter, please contact Jill Sugarman on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,



Robert D. Lenhard  
Chairman

Attachment

28092614618



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1689

DATE SCANNED 1/14/08

SCANNER NO. 2

SCAN OPERATOR SES

28092614619