



FEDERAL ELECTION COMMISSION  
Washington DC 20463

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THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1803

DATE SCANNED 10/8/09

SCANNER NO. 2

SCAN OPERATOR JAD



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 18, 2008

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

THROUGH: JOSEPH F. STOLTZ *gab*  
ACTING STAFF DIRECTOR

FROM: JOHN D. GIBSON *gab*  
CHIEF COMPLIANCE OFFICER

PATRICIA CARMONA *pc*  
ASSISTANT STAFF DIRECTOR  
REPORTS ANALYSIS DIVISION  
*nm*

BY: NATALIYA IOFFE/ RHIANNON MAGRUDER/CHRIS RITCHIE  
COMPLIANCE BRANCH

SUBJECT: WITHDRAWAL AND RESUBMISSION OF REASON TO  
BELIEVE RECOMMENDATION – 2008 APRIL QUARTERLY  
REPORT FOR THE ADMINISTRATIVE FINE PROGRAM

LOM SEP 18 P 12:00 PM  
SECRETARIAT  
COMPLIANCE  
SECTION

We are withdrawing the document circulated to the Commission on June 23, 2008 in order to reflect updates disclosed in recent filings received by the Commission. Attached is the list of political committees and their treasurers who failed to file the 2008 April Quarterly Report in accordance with 2 U.S.C. 434(a). The April Quarterly Report was due on April 15, 2008.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days after the due date, or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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## Federal Election Commission

## Reason to Believe Circulation Report

2008 APRIL QUARTERLY Not Election Sensitive 04/15/2008 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1793	C003821BD	ACE CASH EXPRESS INC PAC		DAVID DODSON	\$177,279	0	4/22/2008	7	\$26,535	\$340
1794	C00396028	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	WILLIAM A. LAWSON	\$267,029	5	5/22/2008	17	\$36,076	\$1,215

1795	C00434456	BOB HILL FOR CONGRESS	HILL, ROBERT ANTHONY	KATHLEEN KUKIELKA	\$322,400	0		Not Filed	\$107,467 (est)	\$4,500
1797	C00438416	CAPPARELLI FOR CONGRESS COMMITTEE	CAPPARELLI, JIM	JOHN O'BRIEN	\$125,089	0	4/22/2008	7	\$20,243	\$135
1798	C00417972	CHASE FOR SENATE	CHASE, KEN	FRANCIS G CHASE	\$133,295	0		Not Filed	\$33,324 (est)	\$900
1799	C00408823	COMMITTEE TO RE-ELECT BOBBY JINDAL INC	JINDAL, BOBBY	WILLIAM C. POTTER	\$108,358	0		Not Filed	\$27,090 (est)	\$900
1800	C00125534	COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND		TOM PEDRICK	\$293,680	1	4/25/2008	10	\$56,735	\$1,312
1801	C00148783	CONTRAN CORPORATION POLITICAL ACTION COMMITTEE (CONPAC)		MR. JOHN ST. WRBA	\$285,086	0	4/21/2008	6	\$120,162	\$1,350
1802	C00440172	DICK VERSACE FOR CONGRESS	VERSACE, RICHARD	THOMAS MASSIMINO	\$339,580	0		Not Filed	\$339,580 (est)	\$9,000
1803	C00431049	FINEGOLD COMMITTEE	FINEGOLD, BARRY	TRAVIS M. DROUIN	\$1,821,497	0		Not Filed	\$384,299 (est)	\$9,000

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1804	C00334193	FIRST CITIZENS BANCSHARES INC POLITICAL ACTION COMMITTEE (FIRST CITIZENS BANCSHARES PAC)		MR. JOHN H. GRAY	\$129,689	1	4/21/2008	6	\$34,000	\$400
1806	C00435438	GENE CHRISTENSEN FOR CONGRESS	CHRISTENSEN, GENE	RICK NEUDORFF	\$581,680	0	7/26/2008	Not Filed	\$46,286	\$900
1807	C00203497	HOUSTON FIRE FIGHTERS POLITICAL ACTION FUND, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS		JEFFERY CAYNON	\$104,012	0	5/8/2008	24	\$44,909 (est)	\$600
1808	C00115568	INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 4 SOCIAL ACTION COMMITTEE-FEDERAL		DAVID F. FANTINI	\$115,084	0	5/5/2008	20	\$18,000	\$200
1809	C00434654	JENNY OROPEZA FOR CONGRESS	OROPEZA, JENNY	WEISSMAN, SHARON	\$772,118	0	5/8/2008	21	\$1,105	\$130
1810	C0045775	JOE PENNACCHIO FOR US SENATE	PENNACCHIO, JOSEPH	ALAN ZAKIN	\$180,338	0	4/23/2008	6	\$168,482	\$2,000
1811	C00086611	KANSAS BANKERS ASSOCIATION BANKPAC		JULIE TAYLOR	\$177,088	0	5/5/2008	20	\$48,018	\$600
1812	C00439677	LEE FOR CONGRESS 2008	LEE, JIMMY D.	GERALD BAUMAN	\$277,402	0	4/30/2008	15	\$145,694	\$2,475
1813	C00434670	NACHBAR FOR CONGRESS	NACHBAR, DAVID	NANCY NACHBAR	\$431,747	0		Not Filed	\$143,916 (est)	\$4,500
1814	C00143362	PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE		PHIL TRUCKS, JR.	\$126,745	2	5/13/2008	28	\$26,843	\$1,140
1815	C00433128	RICARDO MUÑOZ FOR CONGRESS	MUÑOZ, RICARDO	CARMEN FLORES-RANCE	\$690,313	0		Not Filed	\$172,578 (est)	\$5,500
1816	C00443465	SEAN O'KANE FOR US CONGRESS COMMITTEE	O'KANE, SEAN THOMAS	WILLIAM J. SAMMON	\$231,619	0		Not Filed	\$115,810 (est)	\$4,500

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1817	C00252395	STEAMFITTERS LOCAL 475 POLITICAL ACTION COMMITTEE		THOMAS MANNING	\$464.765	1	4/22/2008	7	\$90.064	\$1,375
1818	C00378216	SUN POLITICAL ACTION COMMITTEE (SUNPAC)		STEWART APPELROUTH	\$245.564	0	5/6/2008	21	\$55.000	\$1,875
1819	C00039164	TEAMSTERS LOCAL 959 ALASKA LABOR INDEPENDENT VOTER EDUCATION		KRIS LIRA	\$109,797	0	5/6/2008	21	\$6,290	\$155
1820	C00150045	UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE		GLENN MARSHALL	\$135.044	3	4/21/2008	6	\$14,285	\$227

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Withdrawal and Resubmission of Reason )  
To Believe Recommendation - 2008 April )  
Quarterly Report for the Administrative )  
Fine Program: )  
PLUMBERS LOCAL 519 POLITICAL ) AF# 1814  
ACTION COMMITTEE, and PHIL )  
TRUCKS JR as treasurer; )  
HOUSTON FIRE FIGHTERS POLITICAL ) AF# 1807  
ACTION FUND, INTERNATIONAL )  
ASSOCIATION OF FIRE FIGHTERS, and )  
JEFFERY CAYNON as treasurer; )  
JENNY OROPEZA FOR CONGRESS, and ) AF# 1809  
WEISSMAN, SHARON as treasurer; )  
SUN POLITICAL ACTION COMMITTEE ) AF# 1818  
(SUNPAC), and STEWART )  
APPELROUTH as treasurer; )  
TEAMSTERS LOCAL 959 ALASKA ) AF# 1819  
LABOR INDEPENDENT VOTER )  
EDUCATION, and LIRA, KRIS as )  
treasurer; )  
INTERNATIONAL UNION OF ) AF# 1808  
OPERATING ENGINEERS LOCAL 4 )  
SOCIAL ACTION COMMITTEE- )  
FEDERAL, and FANTINI, DAVID F. as )  
treasurer; )  
KANSAS BANKERS ASSOCIATION ) AF# 1811  
BANKPAC, and JULIE TAYLOR as )  
treasurer; )  
AL GREEN FOR CONGRESS, and ) AF# 1794  
WILLIAM A LAWSON as treasurer; )  
LEE FOR CONGRESS 2008, and ) AF# 1812  
GERALD BAUMAN as treasurer; )  
COMPOSITION ROOFERS LOCAL ) AF# 1800  
UNION #30 POLITICAL ACTION & )  
EDUCATION FUND, and TOM PEDRICK )  
as treasurer; )

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JOE PENNACCHIO FOR U S SENATE, ) AF# 1810  
and ALAN ZAKIN as treasurer; )  
ACE CASH EXPRESS INC PAC, and ) AF# 1793  
DAVID DODSON as treasurer; )  
CAPPARELLI FOR CONGRESS ) AF# 1797  
COMMITTEE, and JOHN O'BRIEN as )  
treasurer; )  
STEAMFITTERS LOCAL 475 ) AF# 1817  
POLITICAL ACTION COMMITTEE, and )  
THOMAS MANNING as treasurer; )  
CONTRAN CORPORATION POLITICAL ) AF# 1801  
ACTION COMMITTEE (CONPAC), and )  
ST. WRBA, JOHN MR as treasurer; )  
FIRST CITIZENS BANCSHARES INC ) AF# 1804  
POLITICAL ACTION COMMITTEE )  
(FIRST CITIZENS BANCSHARES PAC), )  
and GRAY^JOHN H.^MR.^ as treasurer; )  
UNITED BROTHERHOOD OF ) AF# 1820  
CARPENTERS/JOINERS OF AMER NEW )  
ENGLAND REG CARPENTERS LEGIS )  
EMP CMTE, and GLENN MARSHALL as )  
treasurer; )

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BOB HILL FOR CONGRESS, and ) AF# 1796  
KATHLEEN KUKIELKA as treasurer; )  
CHASE FOR SENATE, and FRANCIS G ) AF# 1798  
CHASE as treasurer; )  
COMMITTEE TO RE-ELECT BOBBY ) AF# 1799  
JINDAL, and WILLIAM C POTTER as )  
treasurer; )  
DICK VERSACE FOR CONGRESS, and ) AF# 1802  
THOMAS MASSIMINO as treasurer; )  
FINEGOLD COMMITTEE, and TRAVIS ) AF# 1803  
M DROUIN as treasurer; )  
GENE CHRISTENSEN FOR CONGRESS, ) AF# 1806  
and RICK NEUDORFF as treasurer; )  
NACHBAR FOR CONGRESS, and ) AF# 1813  
NANCY NACHBAR as treasurer; )  
RICARDO MUÑOZ FOR CONGRESS, ) AF# 1815  
and CARMEN FLORES-RANCE as )  
treasurer; )  
SEAN O'KANE FOR US CONGRESS ) AF# 1816  
COMMITTEE, and WILLIAM J )  
SAMMON as treasurer; )

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on September 19, 2008 the Commission took the following actions on the Withdrawal and Resubmission of Reason To Believe Recommendation - 2008 April Quarterly Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated September 18, 2008, on the following committees:

AF#1814 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE, and PHIL TRUCKS 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1807 Decided by a vote of 6-0 to: (1) find reason to believe that HOUSTON FIRE FIGHTERS POLITICAL ACTION FUND, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, and JEFFERY CAYNON 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1809 Decided by a vote of 6-0 to: (1) find reason to believe that JENNY OROPEZA FOR CONGRESS, and WEISSMAN, SHARON 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1818 Decided by a vote of 6-0 to: (1) find reason to believe that SUN POLITICAL ACTION COMMITTEE (SUNPAC), and STEWART APPELROUTH 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1819 Decided by a vote of 6-0 to: (1) find reason to believe that TEAMSTERS LOCAL 959 ALASKA LABOR INDEPENDENT VOTER EDUCATION, and LIRA, KRIS 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1808 Decided by a vote of 6-0 to: (1) find reason to believe that INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 4 SOCIAL ACTION COMMITTEE-FEDERAL, and FANTINI, DAVID F. 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1811 Decided by a vote of 6-0 to: (1) find reason to believe that KANSAS BANKERS ASSOCIATION BANKPAC, and JULIE TAYLOR 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1794 Decided by a vote of 6-0 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1812 Decided by a vote of 6-0 to: (1) find reason to believe that LEE FOR CONGRESS 2008, and GERALD BAUMAN 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1800 Decided by a vote of 6-0 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1810 Decided by a vote of 6-0 to: (1) find reason to believe that JOE PENNACCHIO FOR U S SENATE, and ALAN ZAKIN 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1793 Decided by a vote of 6-0 to: (1) find reason to believe that ACE CASII EXPRESS INC PAC, and DAVID DODSON 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1797 Decided by a vote of 6-0 to: (1) find reason to believe that CAPPARELLI FOR CONGRESS COMMITTEE, and JOHN O'BRIEN 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1817 Decided by a vote of 6-0 to: (1) find reason to believe that STEAMFITTERS LOCAL 475 POLITICAL ACTION COMMITTEE, and THOMAS MANNING 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1801 Decided by a vote of 6-0 to: (1) find reason to believe that CONTRAN CORPORATION POLITICAL ACTION COMMITTEE (CONPAC), and ST. WRBA, JOHN 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1804 Decided by a vote of 6-0 to: (1) find reason to believe that FIRST CITIZENS BANCSHARES INC POLITICAL ACTION COMMITTEE (FIRST CITIZENS BANCSHARES PAC), and GRAY^JOHN H.^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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1820 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE, and GLENN MARSHALL 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1796 Decided by a vote of 6-0 to: (1) find reason to believe that BOB HILL FOR CONGRESS, and KATHLEEN KUKIELKA 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1798 Decided by a vote of 6-0 to: (1) find reason to believe that CHASE FOR SENATE, and FRANCIS G CHASE 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1799 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO RE-ELECT BOBBY JINDAL, and WILLIAM C POTTER 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1802 Decided by a vote of 6-0 to: (1) find reason to believe that DICK VERSACE FOR CONGRESS, and THOMAS MASSIMINO 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1803 Decided by a vote of 6-0 to: (1) find reason to believe that FINEGOLD COMMITTEE, and TRAVIS M DROUIN 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#1806 Decided by a vote of 6-0 to: (1) find reason to believe that GENE CHRISTENSEN FOR CONGRESS, and RICK NEUDORFF 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1813 Decided by a vote of 6-0 to: (1) find reason to believe that NACHBAR FOR CONGRESS, and NANCY NACHBAR 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1815 Decided by a vote of 6-0 to: (1) find reason to believe that RICARDO MUÑOZ FOR CONGRESS, and CARMEN FLORES-RANCE 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1816 Decided by a vote of 6-0 to: (1) find reason to believe that SEAN OKANE FOR US CONGRESS COMMITTEE, and WILLIAM J SAMMON 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 Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

September 23, 2008  
Date

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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 22, 2008

Travis M. Drouin  
Finegold Committee  
34 Essex Street  
Andover, MA 1810

C00431049  
AF#: 1803

Dear Travis M. Drouin:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through March 31st, 2008 shall be filed no later than April 15<sup>th</sup>, 2008. 2 U.S.C. 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On 9/19/2008, the FEC found that there is reason to believe ("RTB") that Finegold Committee and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before April 15<sup>th</sup>, 2008. 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 \$9,000. It is due by 10/29/2008 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$364,299  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

**To Pay the Calculated Civil Money Penalty**

To pay the calculated civil money penalty, send the enclosed remittance and your payment to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

**To Challenge the RTB Finding and/or Calculated Civil Money Penalty**

To challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found on page one, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received by 10/29/2008. 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 in the RTB finding; miscalculation of the calculated civil money penalty

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by the FEC; or your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, a failure of Commission computers or Commission-provided software despite you seeking technical assistance from Commission personnel and resources; a widespread disruption of information transmissions over the Internet that is not caused by the Commission's or your computer systems or Internet service provider; and severe weather or other disaster-related incident. **Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, negligence; delays caused by vendors or contractors; treasurer and staff illness, inexperience or unavailability; committee computer, software, or internet service provider failures; failure to know filing dates; and failure to use filing software properly.** 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. 11 C.F.R. 111.35.

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 Finegold Committee and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. 3701 et seq. The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. 111.45.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

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 Magruder 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,

A handwritten signature in black ink, appearing to read "Donald F. McGahn II".

Donald F. McGahn II  
Chairman

29092642123

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## **ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the amount of your civil money penalty calculated at RTB is \$9,000 for the 2008 April Quarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9,000

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 10/29/2008. 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: Finegold Committee**

**FEC ID#: C00431049**

**AF#: 1803**

**PAYMENT DUE DATE: 10/29/2008**

**PAYMENT AMOUNT DUE: \$9,000**



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

20081117 P 402

November 17, 2008

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

THROUGH: JOSEPH F. STOLTZ *MS*  
ACTING STAFF DIRECTOR

FROM: JOHN D. GIBSON *DM*  
CHIEF COMPLIANCE OFFICER

PATRICIA CARMONA *PC*  
ASSISTANT STAFF DIRECTOR  
REPORTS ANALYSIS DIVISION

BY: NATALIYA IOFFER/RIANNON MAGRUDER *RM*  
COMPLIANCE BRANCH

SUBJECT: ADMINISTRATIVE FINE PROGRAM –  
FINAL DETERMINATION RECOMMENDATION FOR THE  
2008 APRIL QUARTERLY REPORT

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2008 April Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents those committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

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

For your information, six (6) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, four (4) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and two (2) committees will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

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Bob Hill for Congress (AF 1796) filed the 2008 April Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$107,467), thus the fine would be lowered from \$4,500 to \$0.

Chase for Senate (AF 1798) filed the 2008 April Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$8,000 (previously estimated to be \$33,324), thus the fine would be lowered from \$900 to \$300.

Committee to Re-Elect Bobby Jindal Inc. (AF 1799) filed the 2008 April Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$50 (previously estimated to be \$27,090), thus the fine would be lowered from \$900 to \$50.

Finegold Committee (AF 1803) filed the 2008 April Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$135,940 (previously estimated to be \$364,299), thus the fine would be lowered from \$9,000 to \$4,500.

Nachbar for Congress (AF 1813) filed a report to cover the 2008 April Quarterly coverage dates after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$25 (previously estimated to be \$143,916), thus the fine would be lowered from \$4,500 to \$25.

Ricardo Munoz for Congress (AF 1815) filed the 2008 April Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$172,578), thus the fine would be lowered from \$5,500 to \$0.

#### **RAD Recommendation**

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

Federal Election Commission  
 FD Circulation Report Fine Paid  
 2008 APRIL QUARTERLY Not Election Sensitive 04/15/2008 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RIB Date	RIB Penalty	Final Money	Days Paid	Amount Paid
1734	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	C003B8622B	WILLIAM A. LAWSON	05/02/2008	17	\$56,076	5	09/19/2008	\$1,215	\$1,215	10/31/2008	\$1,215
	COMPOSITION ROOFERS LOCAL UNION 100 POLITICAL ACTION & EDUCATION FUND		C00125534	TOM PEDRICK	04/25/2008	10	\$56,735	1	09/19/2008	\$1,312	\$1,312	10/08/2008	\$1,312
1800	CONTRAN CORPORATION POLITICAL ACTION COMMITTEE (COMPAC)		C00146783	MR. JOHN ST. WIRBA	04/21/2008	6	\$120,162	0	09/19/2008	\$1,350	\$1,350	10/08/2008	\$1,350
1801	FIRST CITIZENS BANKSHARES INC POLITICAL ACTION COMMITTEE (FIRST CITIZENS BANKSHARES PAC)		C00334193	MR. JOHN H. GRAY	04/21/2008	6	\$24,000	1	09/19/2008	\$400	\$400	10/20/2008	\$400
1804	HOUSTON FIRE FIGHTERS POLITICAL ACTION FUND, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS		C00203497	JEFFERY CAYMON	05/09/2008	24	\$44,908	0	09/19/2008	\$880	\$880	10/28/2008	\$880
1807	INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 4 SOCIAL ACTION COMMITTEE-FEDERAL		C00115568	DAVID F. FANTINI	05/05/2008	20	\$18,000	0	09/19/2008	\$200	\$200	10/03/2008	\$200
1808	JENNY OROPEZA FOR CONGRESS	OROPEZA, JENNY	C00434654	SHARON WEISSMAN	05/08/2008	21	\$1,105	0	09/19/2008	\$130	\$130	10/03/2008	\$130
1809	KANSAS BANKERS ASSOCIATION BANKPAC		C0085611	JULIE TAYLOR	05/05/2008	20	\$46,818	0	09/19/2008	\$800	\$800	10/20/2008	\$800
1812	LEE FOR CONGRESS 2008	LEE, JIMMY D.	C00438677	GERALD BAUMAN	04/30/2008	15	\$145,834	0	09/19/2008	\$2,475	\$2,475	10/10/2008	\$2,475
	PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE		C00143362	PHL. TRUCKS, JR	05/13/2008	28	\$25,843	2	09/19/2008	\$1,140	\$1,140	10/03/2008	\$1,140
1814	STEAMFITTERS LOCAL 475 POLITICAL ACTION COMMITTEE		C00252395	THOMAS MANNING	04/22/2008	7	\$90,064	1	09/19/2008	\$1,375	\$1,375	10/20/2008	\$1,375

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Ar#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1619	TEAMSTERS LOCAL 659 ALASKA LABOR INDEPENDENT VOTER EDUCATION		C00039164	KRIS LIRA	05/06/2008	21	\$6,290	0	09/19/2008	\$155	\$155	10/31/2008	\$155
1620	UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA NEW ENGLAND REG CARPENTERS LEGIS EMP CATE		C00150045	GLENN MARSHALL	04/21/2008	6	\$14,285	3	09/19/2008	\$227	\$227	11/07/2008	\$227

Federal Election Commission  
 FD Circulation Report Fine Not Paid  
 2008 APRIL QUARTERLY Not Election Sensitive 04/15/2008 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
1793	ACE CASH EXPRESS INC PAC		C00392290	DAVID DODSON	04/22/2008	7	\$26,535	0	08/19/2008	\$340	59	\$340
1798	BOB HILL FOR CONGRESS	HILL, ROBERT ANTHONY	C00434456	KATHLEEN KUKIELKA	10/04/2008	Not Filed	\$0	0	08/19/2008	\$4,500	59	\$0
1797	CAPPARELLI FOR CONGRESS COMMITTEE	CAPPARELLI, JIM	C00438416	JOHN O'BRIEN	04/22/2008	7	\$20,243	0	08/19/2008	\$135	59	\$135
1798	CHASE FOR SENATE	CHASE, KEN	C00417872	FRANCIS G. CHASE	10/21/2008	Not Filed	\$8,000	0	08/19/2008	\$900	59	\$900
1799	COMMITTEE TO RE-ELECT BOBBY JINDAL	JINDAL, BOBBY	C00408823	WILLIAM C. POTTER	10/29/2008	Not Filed	\$50	0	08/19/2008	\$900	59	\$900
1803	FINEGOLD COMMITTEE	FINEGOLD, BARRY	C00431049	TRAVIS M. OROUN	10/30/2008	Not Filed	\$135,940	0	08/19/2008	\$9,000	59	\$4,500
1805	GENE CHRISTENSEN FOR CONGRESS	CHRISTENSEN, GENE	C00435438	RICK NEUDORFF	07/26/2008	Not Filed	\$46,298	0	08/19/2008	\$900	59	\$900
1813	NACHBAR FOR CONGRESS	NACHBAR, DAVID	C00434870	NANCY NACHBAR	10/15/2008	Not Filed	\$25	0	08/19/2008	\$4,500	59	\$75
1815	RICARDO MUÑOZ FOR CONGRESS	MUÑOZ, RICARDO	C00433128	CARMEN FLORES-RANCE	11/10/2008	Not Filed	\$0	0	08/19/2008	\$5,500	59	\$0
1816	SEAN OKANE FOR US CONGRESS COMMITTEE	OKANE, SEAN THOMAS	C00443465	WILLIAM J. SAMMON		Not Filed	\$230,337	0	08/19/2008	\$4,500	59	\$4,500

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Administrative Fines Final Determination )  
Recommendation for the 2008 April )  
Quarterly Report: )  
PLUMBERS LOCAL 519 POLITICAL ) AF# 1814  
ACTION COMMITTEE, and PHIL )  
TRUCKS JR as treasurer; )  
HOUSTON FIRE FIGHTERS POLITICAL ) AF# 1807  
ACTION FUND, INTERNATIONAL )  
ASSOCIATION OF FIRE FIGHTERS, and )  
JEFFERY CAYNON as treasurer; )  
JENNY OROPEZA FOR CONGRESS, and ) AF# 1809  
WEISSMAN, SHARON as treasurer; )  
TEAMSTERS LOCAL 959 ALASKA ) AF# 1819  
LABOR INDEPENDENT VOTER )  
EDUCATION, and LIRA, KRIS as )  
treasurer; )  
INTERNATIONAL UNION OF ) AF# 1808  
OPERATING ENGINEERS LOCAL 4 )  
SOCIAL ACTION COMMITTEE- )  
FEDERAL, and FANTINI, DAVID F. as )  
treasurer; )  
KANSAS BANKERS ASSOCIATION ) AF# 1811  
BANKPAC, and JULIE TAYLOR as )  
treasurer; )  
AL GREEN FOR CONGRESS, and ) AF# 1794  
WILLIAM A LAWSON as treasurer; )  
LEE FOR CONGRESS 2008, and ) AF# 1812  
GERALD BAUMAN as treasurer; )  
COMPOSITION ROOFERS LOCAL ) AF# 1800  
UNION #30 POLITICAL ACTION & )  
EDUCATION FUND, and TOM PEDRICK )  
as treasurer; )  
ACE CASH EXPRESS INC PAC, and ) AF# 1793  
DAVID DODSON as treasurer; )

Federal Election Commission  
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CAPPARELLI FOR CONGRESS COMMITTEE, and JOHN O'BRIEN as treasurer;	AF# 1797
STEAMFITTERS LOCAL 475	) AF# 1817
POLITICAL ACTION COMMITTEE, and	)
THOMAS MANNING as treasurer;	)
CONTRAN CORPORATION POLITICAL ACTION COMMITTEE (CONPAC), and	) AF# 1801
ST. WRBA, JOHN MR as treasurer;	)
FIRST CITIZENS BANCSHARES INC	) AF# 1804
POLITICAL ACTION COMMITTEE	)
(FIRST CITIZENS BANCSHARES PAC),	)
and GRAY, JOHN H. MR. as treasurer;	)
UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS	) AF# 1820
EMP CMTE, and GLENN MARSHALL as treasurer;	)
BOB HILL FOR CONGRESS, and	) AF# 1796
KATHLEEN KUKIELKA as treasurer;	)
CHASE FOR SENATE, and FRANCIS G CHASE as treasurer;	) AF# 1798
COMMITTEE TO RE-ELECT BOBBY JINDAL, and WILLIAM C POTTER as treasurer;	) AF# 1799
FINEGOLD COMMITTEE, and TRAVIS M DROUIN as treasurer;	) AF# 1803
GENE CHRISTENSEN FOR CONGRESS, and RICK NEUDORFF as treasurer;	) AF# 1806
NACHBAR FOR CONGRESS, and NANCY NACHBAR as treasurer;	) AF# 1813
RICARDO MUÑOZ FOR CONGRESS, and CARMEN FLORES-RANCE as treasurer;	) AF# 1815
SEAN OKANE FOR US CONGRESS COMMITTEE, and WILLIAM J SAMMON as treasurer;	) AF# 1816

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**CERTIFICATION**

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on November 19, 2008 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2008 April Quarterly Report as recommended in the Reports Analysis Division's Memorandum dated November 17, 2008, on the following committees:

AF#1814 Decided by a vote of 6-0 to: (1) make a final determination that PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE, and PHIL TRUCKS JR as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1807 Decided by a vote of 6-0 to: (1) make a final determination that HOUSTON FIRE FIGHTERS POLITICAL ACTION FUND, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, and JEFFERY CAYNON as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1809 Decided by a vote of 6-0 to: (1) make a final determination that JENNY OROPEZA FOR CONGRESS, and WEISSMAN, SHARON as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1819 Decided by a vote of 6-0 to: (1) make a final determination that TEAMSTERS LOCAL 959 ALASKA LABOR INDEPENDENT VOTER EDUCATION, and LIRA, KRIS as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1808 Decided by a vote of 6-0 to: (1) make a final determination that INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 4 SOCIAL ACTION COMMITTEE-FEDERAL, and FANTINI, DAVID F. as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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**AF#1811** Decided by a vote of 6-0 to: (1) make a final determination that KANSAS BANKERS ASSOCIATION BANKPAC, and JULIE TAYLOR as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1794** Decided by a vote of 6-0 to: (1) make a final determination that AL GREEN FOR CONGRESS, and WILLIAM A LAWSON as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1812** Decided by a vote of 6-0 to: (1) make a final determination that LEE FOR CONGRESS 2008, and GERALD BAUMAN as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1800** Decided by a vote of 6-0 to: (1) make a final determination that COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND, and TOM PEDRICK as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1793** Decided by a vote of 6-0 to: (1) make a final determination that ACE CASH EXPRESS INC PAC, and DAVID DODSON as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1797** Decided by a vote of 6-0 to: (1) make a final determination that CAPPARELLI FOR CONGRESS COMMITTEE, and JOHN O'BRIEN as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#1817** Decided by a vote of 6-0 to: (1) make a final determination that STEAMFITTERS LOCAL 475 POLITICAL ACTION COMMITTEE, and THOMAS MANNING as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1801 Decided by a vote of 6-0 to: (1) make a final determination that CONTRAN CORPORATION POLITICAL ACTION COMMITTEE (CONPAC), and ST. WRBA, JOHN MR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1804 Decided by a vote of 6-0 to: (1) make a final determination that FIRST CITIZENS BANCSHARES INC POLITICAL ACTION COMMITTEE (FIRST CITIZENS BANCSHARES PAC), and GRAY, JOHN H. MR. as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1820 Decided by a vote of 6-0 to: (1) make a final determination that UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE, and GLENN MARSHALL as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1796 Decided by a vote of 6-0 to: (1) make a final determination that BOB HILL FOR CONGRESS, and KATHLEEN KUKIELKA as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1798 Decided by a vote of 6-0 to: (1) make a final determination that CHASE FOR SENATE, and FRANCIS G CHASE as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1799 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO RE-ELECT BOBBY JINDAL, and WILLIAM C POTTER as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1803 Decided by a vote of 6-0 to: (1) make a final determination that FINEGOLD COMMITTEE, and TRAVIS M DROUIN as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Federal Election Commission  
Certification for Administrative Fines  
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AF#1806 Decided by a vote of 6-0 to: (1) make a final determination that GENE CHRISTENSEN FOR CONGRESS, and RICK NEUDORFF as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1813 Decided by a vote of 6-0 to: (1) make a final determination that NACHBAR FOR CONGRESS, and NANCY NACHBAR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1815 Decided by a vote of 6-0 to: (1) make a final determination that RICARDO MUÑOZ FOR CONGRESS, and CARMEN FLORES-RANCE as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1816 Decided by a vote of 6-0 to: (1) make a final determination that SEAN O'KANE FOR US CONGRESS COMMITTEE, and WILLIAM J SAMMON as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

November 20, 2008  
Date

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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 21, 2008

Travis M. Drouin, Treasurer  
Finegold Committee  
34 Essex Street  
Andover, MA 01810

C00431049  
AF#: 1803

Dear Travis M. Drouin,

On 9/19/2008, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Finegold Committee and you, as treasurer, violated 2 U.S.C. 434(a) for filing late or failing to file the 2008 April Quarterly Report. By letter dated 9/22/2008, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$9,000 in accordance with the schedule of penalties at 11 C.F.R. 111.43. Within 40 days of the FEC's RTB finding, you were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty. The amount of the civil money penalty has been changed to reflect the actual level of activity of your 2008 April Quarterly Report.

The FEC did not receive payment of the calculated civil money penalty or your written response within the time permitted. The FEC made a final determination on 11/19/2008 that you, as treasurer, and Finegold Committee violated 2 U.S.C. 434(a) and assessed a civil money penalty in the amount of \$4,500 in accordance with 11 C.F.R. 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$135,940  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

**To Pay the Civil Money Penalty**

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

**If You Do Not Pay the Civil Money Penalty**

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 et seq. If you do not pay this debt within

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30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

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

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

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

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

Sincerely,



Donald F. McGahn II  
Chairman

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## **ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the civil money penalty is \$4,500 for the 2008 April Quarterly Report.

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

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

If you choose to send your payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The form and payment are due within 30 days of receipt of this letter.

### **Payments by Personal Check**

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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**FOR: Finegold Committee**

**FEC ID#: C00431049**

**AF#: 1803**

**PAYMENT AMOUNT DUE: \$4,500**

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

**This Agreement is submitted by: Federal Election Commission**

**Creditor Agency: Federal Election Commission**

**Date of Agreement: December 18, 2008**

**The Creditor Agency agrees that:**

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

3. ***Administrative Offset and Tax Refund Offset.*** If the Agency has established a profile instructing FMS to refer debts to the Treasury Offset Program (TOP) on its behalf for the purposes of tax refund and administrative offset, the person submitting such debts will be certifying to the following:
  - a. The Agency has complied with all of the provisions of 31 U.S.C. § 3716, 31 U.S.C. § 3720A, 31 C.F.R. §§ 285.2 and 285.5, and the Federal Claims Collection Standards (31 C.F.R. Parts 900-904), as may be amended, as well as other statutes, regulations and policies applicable to collection by administrative offset and tax refund offset. No Debt is more than 10 years delinquent, except for those Debts that may be legally offset if more than 10 years delinquent.
  - b. At least 60 days prior to the date of the certification (i.e., date of Electronic Transmission), the Agency has provided, or made a reasonable attempt to provide in accordance with applicable offset regulations, each debtor with:
    - i. written notification, at the debtor's most current known address, of the nature and the amount of the debt, the intention of the Agency to collect the debt through administrative offset and tax refund offset, including offset of State payments, and an explanation of the rights of the debtor;
    - ii. an opportunity to inspect and copy the records of the Agency with respect to the debt;
    - iii. an opportunity for review within the Agency of the determination of the Agency with respect to the debt, including the opportunity to present evidence that all or part of the debt is not past-due or legally enforceable; and
    - iv. an opportunity to enter into a written repayment agreement with the Agency
  - c. The Agency has considered any evidence presented by the debtor and determined that the amount of the debt is past-due and legally enforceable and there are no pending appeals of such determination.
  - d. The Agency has, at minimum, made the following reasonable efforts to obtain payment of the debt: demanded payment and provided the debtor with the notice and opportunities described in paragraph 3.b.

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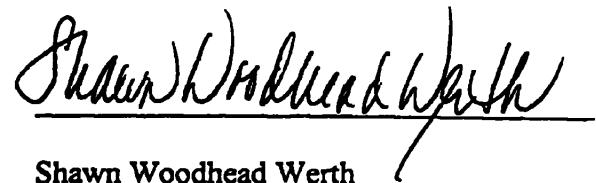
4. ***Due Process Compliance for Salary Offset.*** With respect to the offset of Federal salaries, if the Agency has authorized FMS to set up an agency profile so that all debts are referred to TOP for offset of federal salary payments:
  - a. The Agency has complied with all of the provisions of 5 U.S.C. § 5514, 5 C.F.R. §§ 550.1101-1110, and 31 CFR 285.7, as may be amended, as well as other statutes, regulations and policies applicable to collection by salary offset.
  - b. The Agency has provided, or made a reasonable attempt to provide, each debtor with the notice, opportunities, and considerations described in paragraphs 3.B. and 3.C. and the additional notices and opportunities, including the opportunity for waiver consideration and for a hearing, required for salary offset.
5. ***Consumer Reporting Agencies.*** The Agency has complied with all of the provisions of 31 U.S.C. § 3711(e) and the Federal Claims Collection Standards, as well as other statutes, regulations and policies applicable to the Agency's reporting of delinquent debts to consumer reporting agencies. The Agency has:
  - a. determined that the debts are valid and overdue;
  - b. notified the debtor, more than 60 days prior to the date of the certification:
    - i. that the debt is overdue,
    - ii. that the Agency intends to disclose to a consumer reporting agency that the debtor is responsible for the debt,
    - iii. of the specific information to be disclosed to the consumer reporting agency, and
    - iv. of the debtor's rights to an explanation of the claim, to dispute the information in the Agency's records about the claim, and to administrative appeal or review of the claim; and
  - c. upon the request of a debtor, provided for a review of any debtor's claim, including an opportunity for reconsideration of the initial decision on the claim.

In addition, no debtor has repaid or agreed to repay the claim under a signed repayment agreement or filed for review of the claim.

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

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



Shawn Woodhead Werth

Director, Office of Administrative Review



FEDERAL ELECTION COMMISSION  
Washington DC 20463

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THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1803

DATE SCANNED 10/8/09

SCANNER NO. 2

SCAN OPERATOR AJF