



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1860

DATE SCANNED 8-17-09

SCANNER NO. 2

SCAN OPERATOR JmH

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 18, 2008

MEMORANDUM

SENSITIVE

TO: THE COMMISSION
THROUGH: JOSEPH F. STOLTZ *JS*
ACTING STAFF DIRECTOR
FROM: JOHN D. GIBSON *JG*
CHIEF COMPLIANCE OFFICER

PATRICIA CARMONA *PC*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

BY: NATALIYA IOFFE/ *NIS* RHIANNON MAGRUDER/ *RM* CHRIS RITCHIE *CR*
COMPLIANCE BRANCH

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2008 JULY
QUARTERLY REPORT FOR THE ADMINISTRATIVE FINE
PROGRAM

2008 SEP 18 P 12:12
COMMUNICATIONS SECTION

Attached is a list of political committees and their treasurers who failed to file the 2008 July Quarterly Report in accordance with 2 U.S.C. 434(a). The July Quarterly Report was due on July 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 JULY QUARTERLY NoI Election Sensitive 07/15/2008 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LDA	RTB Penalty
1835	C00396028	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	WILLIAM A. LAWSON	\$394,230	5	8/22/2008	Not Filed	\$127,201	\$10,125

1837	C00204388	BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC)	IRA LAMEL		\$210,570	3	7/24/2008	9	\$72,611	\$1,706
1838	C00434455	BOB HILL FOR CONGRESS	HILL, ROBERT ANTHONY	KATHLEEN KUKIELKA	\$322,400	0		Not Filed	\$107,467 (est)	\$4,500
1839	C00436030	BUCKEY FOR SENATE	BUCKEY, JAY CLARK	ALBERT MARK BELIVEAU	\$270,971	0		Not Filed	\$67,743 (est)	\$2,700
1840	C00445312	CAROLINE MAYS FOR CONGRESS	MAYS, CAROLINE	ANGIE KUHN	\$278,909	0	9/3/2008	Not Filed	\$91,134	\$3,500
1841	C00417972	CHASE FOR SENATE	CHASE, KEN	FRANCIS G. CHASE	\$133,295	0		Not Filed	\$33,324 (est)	\$900
1842	C00450007	CINDY FOR CONGRESS	SHEEHAN, CINDY	CHRISTY MILLER	\$414,640	0	8/21/2008	Not Filed	\$166,972	\$5,500
1843	C00444208	CITIZENS FOR RAY MCKINNEY	MCKINNEY, RAYMOND LOUIS	LISA DARLENE MCKINNEY	\$151,251	0		Not Filed	\$4,273 (est)	\$250
1844	C00408823	COMMITTEE TO RE-ELECT BOBBY JINDAL INC	JINDAL, BOBBY	WILLIAM C. POTTER	\$106,358	0		Not Filed	\$27,090 (est)	\$900
1845	C00147512	CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE (CBC-PAC)		ARTHUR COLLINS	\$442,307	3	8/6/2008	22	\$132,504	\$5,862

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1846	C00256354	CYNTHIA MCKINNEY FOR CONGRESS	MCKINNEY, CYNTHIA A.	JOAN CHRISTIAN	\$118,664	0	8/29/2008	Not Filed	\$538	\$250
1848	C00433821	DEMMEER FOR CONGRESS	DEMMEER, RANDY LEE	DEBORAH J. TOWEY	\$479,005	0	7/28/2008	13	\$35,670	\$460

1850	C00427328	DERRICK SHEPHERD CAMPAIGN COMMITTEE	SHEPHERD, DERRICK	DERRICK SHEPHERD	\$346,510	1		Not Filed	\$87,128 (est)	\$4,375
1851	C00440172	DICK VERSACE FOR CONGRESS	VERSACE, RICHARD	THOMAS MASSIMINO	\$679,110	0		Not Filed	\$679,110 (est)	\$10,500
1852	C00362178	FAMILY PAC FEDERAL		D. PAUL CAPRIO	\$103,147	0	7/24/2008	9	\$45,634	\$380
1853	C00431049	FINEGOLD COMMITTEE	FINEGOLD, BARRY	TRAVIS M. DROUIN	\$1,821,497	0		Not Filed	\$303,583 (est)	\$8,000
1854	C00250068	GROCERY MANUFACTURERS ASSOCIATION POLITICAL ACTION COMMITTEE ('GMA PAC')		MR. MICHAEL MCSHANE	\$489,596	0	7/21/2008	8	\$148,233	\$1,350
1855	C00394775	GROOM LAW GROUP, CHARTERED POLITICAL ACTION COMMITTEE		BRIGEN L. WINTERS	\$114,785	0	7/22/2008	7	\$26,015	\$340
1856	C00432245	HONEYCUTT FOR CONGRESS	HONEYCUTT, DEBORAH TRAVIS	SCOTT B. MACKENZIE	\$5,110,389	0	8/12/2008	28	\$164,553	\$5,000
1857	C00084822	INTERNATIONAL ASSOCIATION OF HOLIDAY INNS		EVA FERGUSON	\$121,711	0	7/30/2008	15	\$37,250	\$500

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1858	C00439513	JOHN ROUNSAVILLE FOR CONGRESS	ROUNSAVILLE, JOHN WALTER	JAMES LAFAYETTE PERRY JR	\$547,317	0		Not Filed	\$182,439 (est)	\$5,500
1859	C00439101	KEVIN BURNS FOR CONGRESS	BURNS, KEVIN	JOHN J BURNS	\$175,553	0	8/4/2008	20	\$8,754	\$150
1860	C00435586	KNIGHT FOR US SENATE	KNIGHT, FRANKLIN RANDOLPH JR	FRANKLIN RANDOLPH KNIGHT JR	\$401,751	0		Not Filed	\$4,444 (est)	\$250
1861	C00444844	KOPPLIN FOR CONGRESS	KOPPLIN, ANDREW DAVID	RALPH J STEPHENS	\$637,113	0		Not Filed	\$318,557 (est)	\$8,000
1862	C00439877	LEE FOR CONGRESS 2008	LEE, JIMMY D.	GERALD BAUMAN	\$279,286	0	8/20/2008	Not Filed	\$1,884	\$250
1863	C00434670	NACHBAR FOR CONGRESS	NACHBAR, DAVID	NANCY NACHBAR	\$431,747	0		Not Filed	\$143,916 (est)	\$4,500
1864	C00445296	PUCKETT FOR CONGRESS	PUCKETT, LUKE WAYNE	ARTHUR LEE WILLIS II	\$331,257	0	7/21/2008	6	\$120,523	\$1,350
1865	C00433128	RICARDO MUNOZ FOR CONGRESS	MUNOZ, RICARDO	CARMEN FLORES-RANCE	\$690,313	0		Not Filed	\$172,578 (est)	\$5,500
1866	C00428185	ROBINSON FOR CONGRESS	ROBINSON, CHRISTOPHER R.	MR. TED A BROOKS	\$209,827	0		Not Filed	\$41,965 (est)	\$900
1868	C00414078	SALI FOR CONGRESS	SALI, WILLIAM T.	TERRY SALI	\$1,060,769	0	7/25/2008	10	\$201,475	\$2,750
1869	C00443465	SEAN OKANE FOR US CONGRESS COMMITTEE	OKANE, 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
1870	C00169490	SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL 28 POLITICAL COMMITTEE		RICHARD L. KNICE	\$652,512	0	8/7/2008	23	\$112,014	\$3,475
1871	C00402669	SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE		THOMAS E. DUNN	\$284,112	1	7/21/2008	6	\$43,853	\$400
1872	C00359695	SWANSON FOR U S SENATE COMMITTEE	SWANSON, JOHNNY III	JOHNNY SWANSON III	\$169,147	0		Not Filed	\$28,191 (est)	\$900
1873	C00253377	WYNN FOR CONGRESS	WYNN, ALBERT R.	MR. CURT CLIFTON	\$2,938,632	0		Not Filed	\$587,726 (est)	\$10,000

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2008)
July Quarterly Report for the Administrative)
Fine Program:)
HONEYCUTT FOR CONGRESS, and) AF# 1856
MACKENZIE, SCOTT B as treasurer;)
SHEET METAL WORKERS) AF# 1870
INTERNATIONAL ASSOCIATION)
LOCAL 28 POLITICAL COMMITTEE,)
and KNICE, RICHARD L. as treasurer;)
CONGRESSIONAL BLACK CAUCUS) AF# 1845
POLITICAL ACTION COMMITTEE)
(CBC-PAC), and ARTHUR COLLINS as)
treasurer;)
KEVIN BURNS FOR CONGRESS, and) AF# 1859
JOHN J BURNS as treasurer;)
INTERNATIONAL ASSOCIATION OF) AF# 1857
HOLIDAY INNS, and EVA FERGUSON)
as treasurer;)
DEMMEER FOR CONGRESS, and) AF# 1848
DEBORAH J TOWEY as treasurer;)
SALI FOR CONGRESS, and SALI,) AF# 1868
TERRY as treasurer;)
BI-COUNTY POLITICAL ACTION) AF# 1837
COMMITTEE (FKA SUFFOLK PAC), and)
IRA LAMEL as treasurer;)
FAMILY-PAC FEDERAL, and D PAUL) AF# 1852
CAPRIO as treasurer:)

GROOM LAW GROUP, CHARTERED) AF# 1855
POLITICAL ACTION COMMITTEE, and)
BRIGEN L WINTERS as treasurer;)

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GROCERY MANUFACTURERS) AF# 1854
ASSOCIATION POLITICAL ACTION
COMMITTEE ('GMA PAC'), and
MCSHANE, MICHAEL MR. as treasurer;
PUCKETT FOR CONGRESS, and) AF# 1864
ARTIUR LEE WILLIS II as treasurer;)
SI INTERNATIONAL INC POLITICAL) AF# 1871
ACTION COMMITTEE, and THOMAS E)
DUNN as treasurer;)
AL GREEN FOR CONGRESS, and) AF# 1835
WILLIAM A LAWSON as treasurer;)

BOB HILL FOR CONGRESS, and) AF# 1838
KATHLEEN KUKIELKA as treasurer;)
BUCKEY FOR SENATE, and ALBERT) AF# 1839
MARK BELIVEAU as treasurer;)
CAROLENE MAYS FOR CONGRESS,) AF# 1840
and ANGIE KUHN as treasurer;)
CHASE FOR SENATE, and FRANCIS G) AF# 1841
CHASE as treasurer;)
CINDY FOR CONGRESS, and CHRISTY) AF# 1842
MILLER as treasurer;)
CITIZENS FOR RAY MCKINNEY, and) AF# 1843
LISA DARLENE MCKINNEY as)
treasurer;)
COMMITTEE TO RE-ELECT BOBBY) AF# 1844
JINDAL, and WILLIAM C POTTER as)
treasurer;)
CYNTHIA MCKINNEY FOR) AF# 1846
CONGRESS, and CHRISTIAN, JOAN as)
treasurer;)
DERRICK SHEPHERD CAMPAIGN) AF# 1850
COMMITTEE, and SHEPHERD,)
DERRICK as treasurer;)
DICK VERSACE FOR CONGRESS, and) AF# 1851
THOMAS MASSIMINO as treasurer;)
FINEGOLD COMMITTEE, and TRAVIS) AF# 1853
M DROUIN as treasurer;)
JOHN ROUNSAVILLE FOR CONGRESS,) AF# 1858
and JAMES LAFAYETTE PERRY JR as)
treasurer;)
KNIGHT FOR US SENATE, and) AF# 1860
FRANKLIN RANDOLPH KNIGHT JR as)
treasurer;)

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KOPPLIN FOR CONGRESS, and RALPH) AF# 1861
J STEPHENS as treasurer;)
LEE FOR CONGRESS 2008, and) AF# 1862
GERALD BAUMAN as treasurer;)
NACHBAR FOR CONGRESS, and) AF# 1863
NANCY NACHBAR as treasurer;)
RICARDO MUNOZ FOR CONGRESS,) AF# 1865
and CARMEN FLORES-RANCE as)
treasurer;)
ROBINSON FOR CONGRESS, and) AF# 1866
BROOKS, TED A MR. as treasurer;)
SEAN O'KANE FOR US CONGRESS) AF# 1869
COMMITTEE, and WILLIAM J)
SAMMON as treasurer;)
SWANSON FOR U S SENATE) AF# 1872
COMMITTEE, and SWANSON, JOHNNY)
III as treasurer;)
WYNN FOR CONGRESS, and MR CURT) AF# 1873
CLIFTON as treasurer;)

AMENDED 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 Reason To Believe Recommendation - 2008 July 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#1856 Decided by a vote of 6-0 to: (1) find reason to believe that HONEYCUTT FOR CONGRESS, and MACKENZIE, SCOTT B 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, Walthcr, and Weintraub voted affirmatively for the decision.

AF#1870 Decided by a vote of 6-0 to: (1) find reason to believe that SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL 28 POLITICAL COMMITTEE, and KNICE, RICHARD L. as treasurer violated 2 U.S.C. 434(a) and

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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#1845 Decided by a vote of 6-0 to: (1) find reason to believe that CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE (CBC-PAC), and ARTHUR COLLINS 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#1859 Decided by a vote of 6-0 to: (1) find reason to believe that KEVIN BURNS FOR CONGRESS, and JOHN J BURNS 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#1857 Decided by a vote of 6-0 to: (1) find reason to believe that INTERNATIONAL ASSOCIATION OF HOLIDAY INNS, and EVA FERGUSON 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#1848 Decided by a vote of 6-0 to: (1) find reason to believe that DEMMER FOR CONGRESS, and DEBORAH J TOWEY 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#1868 Decided by a vote of 6-0 to: (1) find reason to believe that SALI FOR CONGRESS, and SALI, TERRY 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#1837 Decided by a vote of 6-0 to: (1) find reason to believe that BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC), and IRA LAMEL 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#1852 Decided by a vote of 6-0 to: (1) find reason to believe that FAMILY-PAC FEDERAL, and D PAUL CAPRIO as treasurer violated 2 U.S.C. 434(a) and make a

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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#1855 Decided by a vote of 6-0 to: (1) find reason to believe that GROOM LAW GROUP, CHARTERED POLITICAL ACTION COMMITTEE, and BRIGEN L WINTERS 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#1854 Decided by a vote of 6-0 to: (1) find reason to believe that GROCERY MANUFACTURERS ASSOCIATION POLITICAL ACTION COMMITTEE ('GMA PAC'), and MCSHANE, MICHAEL 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#1864 Decided by a vote of 6-0 to: (1) find reason to believe that PUCKETT FOR CONGRESS, and ARTHUR LEE WILLIS II 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#1871 Decided by a vote of 6-0 to: (1) find reason to believe that SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE, and THOMAS E DUNN 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#1835 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.

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AF#1838 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#1839 Decided by a vote of 6-0 to: (1) find reason to believe that BUCKEY FOR SENATE, and ALBERT MARK BELIVEAU 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#1840 Decided by a vote of 6-0 to: (1) find reason to believe that CAROLENE MAYS FOR CONGRESS, and ANGIE KUHN 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#1841 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#1842 Decided by a vote of 6-0 to: (1) find reason to believe that CINDY FOR CONGRESS, and CHRISTY 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 appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1843 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR RAY MCKINNEY, and LISA DARLENE MCKINNEY 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#1844 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#1846 Decided by a vote of 6-0 to: (1) find reason to believe that CYNTHIA MCKINNEY FOR CONGRESS, and CHRISTIAN, JOAN 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#1850 Decided by a vote of 6-0 to: (1) find reason to believe that DERRICK SHEPHERD CAMPAIGN COMMITTEE, and SHEPHERD, DERRICK 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#1851 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#1853 Decided by a vote of 6-0 to: (1) find reason to believe that FINEGOLD COMMITTEE, and TRAVIS MDROUIN 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#1858 Decided by a vote of 6-0 to: (1) find reason to believe that JOHN ROUNSAVILLE FOR CONGRESS, and JAMES LAFAYETTE PERRY 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#1860 Decided by a vote of 6-0 to: (1) find reason to believe that KNIGHT FOR US SENATE, and FRANKLIN RANDOLPH KNIGHT 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,

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Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1861 Decided by a vote of 6-0 to: (1) find reason to believe that KOPPLIN FOR CONGRESS, and RALPH J STEPHENS 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#1862 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#1863 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#1865 Decided by a vote of 6-0 to: (1) find reason to believe that RICARDO MUNOZ 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#1866 Decided by a vote of 6-0 to: (1) find reason to believe that ROBINSON FOR CONGRESS, and BROOKS, TED A 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#1869 Decided by a vote of 6-0 to: (1) find reason to believe that SEAN O'KANE 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.

AF#1872 Decided by a vote of 6-0 to: (1) find reason to believe that SWANSON FOR U S SENATE COMMITTEE, and SWANSON, JOHNNY III 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

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Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1873 Decided by a vote of 6-0 to: (1) find reason to believe that WYNN FOR CONGRESS, and MR CURT CLIFTON 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:

October 27, 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

Franklin Randolph Knight, Jr.
Knight for US Senate
3340 Peachtree Rd., N.E., Suite 1800
Atlanta, GA 30326

C00435586
AF#: 1860

Dear Franklin Randolph Knight, Jr:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period through June 30th, 2008, shall be filed no later than July 15th, 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 Knight for US Senate and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 15th, 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 \$250. It is due by 10/29/2008 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$4,444
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 Knight for US Senate and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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

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

Additional information on the FEC's administrative fine program, including the final regulations, is located at the FEC's website at www.FEC.gov. If you have questions regarding the payment of the calculated civil money penalty, please contact Rhiannon Magruder in the

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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 "DFM II", with a stylized flourish at the end.

Donald F. McGahn II
Chairman

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the amount of your civil money penalty calculated at RTB is \$250 for the 2008 July 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 63197-9000

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 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: Knight for US Senate

FEC ID#: C00435586

AF#: 1860

PAYMENT DUE DATE: 10/29/2008

PAYMENT AMOUNT DUE: \$250

29092641205



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2008 NOV 19 12 243

November 19, 2008

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

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

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

PATRICIA CARMONA *PC*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

BY: ^{*NMS*} NATALIYA IOFFE/RHIANNON MAGRUDER *RM*
COMPLIANCE BRANCH

SUBJECT: ADMINISTRATIVE FINE PROGRAM -
FINAL DETERMINATION RECOMMENDATION FOR THE
2008 JULY 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 July 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, twelve (12) 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 eight (8) 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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Boh Hill for Congress (AF 1838) filed a report to cover the 2008 July 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 \$0 (previously estimated to be \$107,467), thus the fine would be lowered from \$4,500 to \$0.

Buckey for Senate (AF 1839) filed a report to cover the 2008 July 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 \$2,649 (previously estimated to be \$67,743), thus the fine would be lowered from \$2,700 to \$250.

Chase for Senate (AF 1841) filed the 2008 July 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 \$33,324), thus the fine would be lowered from \$900 to \$0.

Committee to Re-Elect Bobby Jindal Inc. (AF 1844) disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$27,090), thus the fine would be lowered from \$900 to \$0.

Derrick Shepherd Campaign Committee (AF 1850) filed the 2008 July 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 \$87,128), thus the fine would be lowered from \$4,375 to \$0.

Finegold Committee (AF 1853) filed the 2008 July 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 \$303,583), thus the fine would be lowered from \$8,000 to \$0.

John Rounsaville for Congress (AF 1858) disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$3,032 (previously estimated to be \$182,439), thus the fine would be lowered from \$5,500 to \$250.

Kopplin for Congress (AF 1861) filed the 2008 July 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 \$16,383 (previously estimated to be \$318,557), thus the fine would be lowered from \$8,000 to \$500.

Naehbar for Congress (AF 1863) filed a report to cover the 2008 July 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 \$0 (previously estimated to be \$143,916), thus the fine would be lowered from \$4,500 to \$0.

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Ricardo Munoz for Congress (AF1865) disclosed a level of activity after the RTB finding 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.

Robinson for Congress (AF 1866) filed the 2008 July 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 \$12,000 (previously estimated to be \$41,965), thus the fine would be lowered from \$900 to \$500.

Sean O'Kane for US Congress Committee (AF 1869) disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$115,810), thus the fine would be lowered from \$4,500 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.

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Federal Election Commission
 FD Circulation Report - Fine Paid
 2008 JULY QUARTERLY Not Election Sensitive 07/15/2008 H_S_P_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1835	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	C00396023	WILLIAM A. LAWSON	08/22/2008	Not Filed	\$127,201	5	09/19/2008	\$10,125	\$10,125	10/31/2008	\$10,125
1837	BLCOUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC)		C00204388	IRA LAMEL	07/24/2008	9	\$72,611	3	09/19/2008	\$1,706	\$1,706	11/03/2008	\$1,706
1842	CINDY FOR CONGRESS	SHEEHAN, CINDY	C00450007	CHRISTY MILLER	08/21/2008	Not Filed	\$166,972	0	09/19/2008	\$5,500	\$5,500	10/28/2008	\$5,500
1843	CITIZENS FOR RAY MCKINNEY	MCKINNEY, RAYMOND LOUIS	C00444208	LISA DARLENE MCKINNEY	10/14/2008	Not Filed	\$24,780	0	09/19/2008	\$250	\$250	10/30/2008	\$250
1845	CONGRESSIONAL BLACK CAUCUS PAC		C00147512	EARL JENKINS	08/06/2008	22	\$132,504	3	09/19/2008	\$5,862	\$5,862	10/27/2008	\$5,862
1848	CYNTHIA MCKINNEY FOR CONGRESS	MCKINNEY, CYNTHIA A	C00256354	JOAN CHRISTIAN	08/29/2008	Not Filed	\$538	0	09/19/2008	\$250	\$250	10/22/2008	\$250
1848	DEMIMER FOR CONGRESS	DEMIMER, RANDY LEE	C00433821	DEBORAH J TOWEY	07/28/2008	13	\$35,670	0	09/19/2008	\$480	\$460	10/09/2008	\$460
1852	FAMILY-PAC FEDERAL		C00362178	D. PAUL CAPRIO	07/24/2008	9	\$45,634	0	09/19/2008	\$380	\$380	10/27/2008	\$380
1854	GROCERY MANUFACTURERS ASSOCIATION POLITICAL ACTION COMMITTEE (GMA PAC)		C00250068	MR MICHAEL MCSHANE	07/21/2008	6	\$148,233	0	09/19/2008	\$1,350	\$1,350	10/09/2008	\$1,350
1855	GROOM LAW GROUP, CHARTERED POLITICAL ACTION COMMITTEE		C00394775	BRIGEN L. WINTERS	07/22/2008	7	\$26,015	0	09/19/2008	\$340	\$340	10/27/2008	\$340
1856	HONEYCUTT FOR CONGRESS	HONEYCUTT, DEBORAH TRAVIS T.	C00432245	SCOTT B MACKENZIE	08/12/2008	28	\$164,553	0	09/19/2008	\$5,000	\$5,000	11/06/2008	\$5,000
1857	INTERNATIONAL ASSOCIATION OF HOLIDAY INN		C00084822	EVA FERGUSON	07/30/2008	15	\$37,250	0	09/19/2008	\$500	\$500	10/21/2008	\$500
1859	KEVIN BURNS FOR CONGRESS	BURNS, KEVIN	C00438101	JOHN J. BURNS	08/04/2008	20	\$8,754	0	09/19/2008	\$150	\$150	10/14/2008	\$150
1862	LEE FOR CONGRESS 2008	LEE, JIMMY D.	C00439877	GERALD BAUMAN	06/20/2008	Not Filed	\$1,884	0	09/19/2008	\$250	\$250	10/10/2008	\$250
1870	SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL 28 POLITICAL ACTION COMMITTEE		C00169490	RICHARD L. KNICE	08/07/2008	23	\$112,014	0	09/19/2008	\$3,475	\$3,475	10/30/2008	\$3,475
1871	INTERNATIONAL INC POLITICAL ACTION COMMITTEE		C00402666	THOMAS E. DUNN	07/21/2008	6	\$43,853	1	09/19/2008	\$400	\$400	10/08/2008	\$400

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11/19/2008 11:37 AM

Federal Election Commission
FD Circulation Report Fine Not Paid
2008 JULY QUARTERLY Not Election Sensitive 07/15/2008 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
1838	BOB HILL FOR CONGRESS	HILL, ROBERT ANTHONY	C00434456	KATHLEEN KUKIELKA	10/04/2008	Not Filed	\$0	0	09/19/2008	\$4,500	61	\$0
1839	BUCKEY FOR SENATE	BUCKEY, JAY CLARK	C00436030	ALBERT MARK BELIVEAU	09/25/2008	Not Filed	\$2,649	0	09/19/2008	\$2,700	61	\$250
1841	CHASE FOR SENATE	CHASE, KEN	C00417972	FRANCIS G. CHASE	10/21/2008	Not Filed	\$0	0	09/19/2008	\$900	61	\$0
1844	COMMITTEE TO RE-ELECT BOBBY JINDAL	JINDAL, BOBBY	C00408623	WILLIAM C POTTER		Not Filed	\$0	0	09/19/2008	\$900	61	\$0
1850	DERRICK SHEPHERD CAMPAIGN COMMITTEE	SHEPHERD, DERRICK	C00427328	DERRICK SHEPHERD	10/29/2008	Not Filed	\$0	1	09/19/2008	\$4,375	61	\$0
1853	FINEGOLD COMMITTEE	FINEGOLD, BARRY	C00431049	TRAVIS M DROUIN	10/30/2008	Not Filed	\$0	0	09/19/2008	\$9,000	61	\$0
1858	JOHN ROUNSAVILLE FOR CONGRESS	ROUNSAVILLE, JOHN WALTER	C00439513	JAMES LAFAYETTE PERRY, JR		Not Filed	\$3,032	0	09/19/2008	\$5,500	61	\$250
1860	KNIGHT FOR US SENATE	KNIGHT, FRANKLIN RANDOLPH JR	C00435586	FRANKLIN RANDOLPH KNIGHT, JR.	10/16/2008	Not Filed	\$45,343	0	09/19/2008	\$250	61	\$250
1861	KOPPLIN FOR CONGRESS	KOPPLIN, ANDREW DAVID	C00444844	RALPH J. STEPHENS	10/30/2008	Not Filed	\$16,383	0	09/19/2008	\$8,000	61	\$500
1863	NACHBAR FOR CONGRESS	NACHBAR, DAVID	C00434670	NANCY NACHBAR	10/15/2008	Not Filed	\$0	0	09/19/2008	\$4,500	61	\$0
1865	RICARDO MUNOZ FOR CONGRESS	MUNOZ, RICARDO	C00433128	CARMEN FLORES-RANCE		Not Filed	\$0	0	09/19/2008	\$5,500	61	\$0
1866	ROBINSON FOR CONGRESS	ROBINSON, CHRISTOPHER R	C00428185	MR TED A. BROOKS	10/15/2008	Not Filed	\$12,000	0	09/19/2008	\$900	61	\$500
1869	SEAN OKANE FOR US CONGRESS COMMITTEE	OKANE, SEAN THOMAS	C00443465	WILLIAM J. SAMMON		Not Filed	\$0	0	09/19/2008	\$4,500	61	\$0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Final Determination)
Recommendation for the July Quarterly)
Report:)
HONEYCUTT FOR CONGRESS, and) AF# 1856
MACKENZIE, SCOTT B as treasurer;)
SHEET METAL WORKERS) AF# 1870
INTERNATIONAL ASSOCIATION)
LOCAL 28 POLITICAL ACTION)
COMMITTEE, and KNICE, RICHARD L.)
as treasurer;)
CONGRESSIONAL BLACK CAUCUS) AF# 1845
PAC, and JENKINS, EARL as treasurer;)
KEVIN BURNS FOR CONGRESS, and) AF# 1859
JOHN J BURNS as treasurer;)
INTERNATIONAL ASSOCIATION OF) AF# 1857
HOLIDAY INNS, and EVA FERGUSON)
as treasurer;)
DEMMER FOR CONGRESS, and) AF# 1848
DEBORAH J TOWEY as treasurer;)
BI-COUNTY POLITICAL ACTION) AF# 1837
COMMITTEE (FKA SUFFOLK PAC), and)
IRA LAMEL as treasurer;)
FAMILY-PAC FEDERAL, and D PAUL) AF# 1852
CAPRIO as treasurer;)
GROOM LAW GROUP, CHARTERED) AF# 1855
POLITICAL ACTION COMMITTEE, and)
BRIGEN L WINTERS as treasurer;)
GROCERY MANUFACTURERS) AF# 1854
ASSOCIATION POLITICAL ACTION)
COMMITTEE ('GMA PAC'), and)
MC SHANE, MICHAEL MR. as treasurer;)
SI INTERNATIONAL INC POLITICAL) AF# 1871
ACTION COMMITTEE, and THOMAS E)
DUNN as treasurer;)
AL GREEN FOR CONGRESS, and) AF# 1835
WILLIAM A LAWSON as treasurer;)

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BOB HILL FOR CONGRESS, and) AF# 1838
KATHLEEN KUKIELKA as treasurer;)
BUCKEY FOR SENATE, and ALBERT) AF# 1839
MARK BELIVEAU as treasurer;)
CHASE FOR SENATE, and FRANCIS G) AF# 1841
CHASE as treasurer;)
CINDY FOR CONGRESS, and CHRISTY) AF# 1842
MILLER as treasurer;)
CITIZENS FOR RAY MCKINNEY, and) AF# 1843
LISA DARLENE MCKINNEY as)
treasurer;)
COMMITTEE TO RE-ELECT BOBBY) AF# 1844
JINDAL, and WILLIAM C POTTER as)
treasurer;)
CYNTHIA MCKINNEY FOR) AF# 1846
CONGRESS, and CHRISTIAN, JOAN as)
treasurer;)
DERRICK SHEPHERD CAMPAIGN) AF# 1850
COMMITTEE, and SHEPHERD,)
DERRICK as treasurer;)
FINEGOLD COMMITTEE, and TRAVIS) AF# 1853
M DROUIN as treasurer;)
JOHN ROUNSAVILLE FOR CONGRESS,) AF# 1858
and JAMES LAFAYETTE PERRY JR as)
treasurer;)
KNIGHT FOR US SENATE, and) AF# 1860
FRANKLIN RANDOLPH KNIGHT JR as)
treasurer;)
KOPPLIN FOR CONGRESS, and RALPH) AF# 1861
J STEPHENS as treasurer;)
LEE FOR CONGRESS 2008, and) AF# 1862
GERALD BAUMAN as treasurer;)
NACHBAR FOR CONGRESS, and) AF# 1863
NANCY NACHBAR as treasurer;)
RICARDO MUNOZ FOR CONGRESS,) AF# 1865
and CARMEN FLORES-RANCE as)
treasurer;)
ROBINSON FOR CONGRESS, and) AF# 1866
BROOKS, TED A MR. as treasurer;)
SEAN O'KANE FOR US CONGRESS) AF# 1869
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 November 20, 2008 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the July Quarterly Report as recommended in the Reports Analysis Division's Memorandum dated November 19, 2008, on the following committees:

AF#1856 Decided by a vote of 6-0 to: (1) make a final determination that HONEYCUTT FOR CONGRESS, and MACKENZIE, SCOTT B 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#1870 Decided by a vote of 6-0 to: (1) make a final determination that SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL 28 POLITICAL ACTION COMMITTEE, and KNICE, RICHARD L. 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#1845 Decided by a vote of 6-0 to: (1) make a final determination that CONGRESSIONAL BLACK CAUCUS PAC, and JENKINS, EARL 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#1859 Decided by a vote of 6-0 to: (1) make a final determination that KEVIN BURNS FOR CONGRESS, and JOHN J BURNS 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#1857 Decided by a vote of 6-0 to: (1) make a final determination that INTERNATIONAL ASSOCIATION OF HOLIDAY INNS, and EVA FERGUSON 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#1848 Decided by a vote of 6-0 to: (1) make a final determination that DEMMER FOR CONGRESS, and DEBORAH J TOWEY 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#1837 Decided by a vote of 6-0 to: (1) make a final determination that BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC), and IRA LAMEL 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#1852 Decided by a vote of 6-0 to: (1) make a final determination that FAMILY-PAC FEDERAL, and D PAUL CAPRIO 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#1855 Decided by a vote of 6-0 to: (1) make a final determination that GROOM LAW GROUP, CHARTERED POLITICAL ACTION COMMITTEE, and BRIGEN L WINTERS 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#1854 Decided by a vote of 6-0 to: (1) make a final determination that GROCERY MANUFACTURERS ASSOCIATION POLITICAL ACTION COMMITTEE ('GMA PAC'), and MCSHANE, MICHAEL 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#1871 Decided by a vote of 6-0 to: (1) make a final determination that SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE, and THOMAS E DUNN 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#1835 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#1838 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#1839 Decided by a vote of 6-0 to: (1) make a final determination that BUCKEY FOR SENATE, and ALBERT MARK BELIVEAU 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#1841 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#1842 Decided by a vote of 6-0 to: (1) make a final determination that CINDY FOR CONGRESS, and CHRISTY MILLER 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#1843 Decided by a vote of 6-0 to: (1) make a final determination that CITIZENS FOR RAY MCKINNEY, and LISA DARLENE MCKINNEY 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#1844 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#1846 Decided by a vote of 6-0 to: (1) make a final determination that CYNTHIA MCKINNEY FOR CONGRESS, and CHRISTIAN, JOAN 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#1850 Decided by a vote of 6-0 to: (1) make a final determination that DERRICK SHEPHERD CAMPAIGN COMMITTEE, and SHEPHERD, DERRICK 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#1853 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 Banerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1858 Decided by a vote of 6-0 to: (1) make a final determination that JOIN ROUNSAVILLE FOR CONGRESS, and JAMES LAFAYETTE PERRY 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#1860 Decided by a vote of 6-0 to: (1) make a final determination that KNIGHT FOR US SENATE, and FRANKLIN RANDOLPH KNIGHT 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#1861 Decided by a vote of 6-0 to: (1) make a final determination that KOPPLIN FOR CONGRESS, and RALPH J STEPHENS 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#1862 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#1863 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#1865 Decided by a vote of 6-0 to: (1) make a final determination that RICARDO MUNOZ 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#1866 Decided by a vote of 6-0 to: (1) make a final determination that ROBINSON FOR CONGRESS, and BROOKS, TED A MR. as treasurer , violated 2

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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#1869 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 24, 2008

Franklin Randolph Knight, Jr., Treasurer
Knight for US Senate
3340 Peachtree Rd, N.E., Suite 1800
Atlanta, GA 30326

C00435586
AF#: 1860

Dear Franklin Randolph Knight, Jr.,

On 9/19/2008, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Knight for US Senate and you, as treasurer, violated 2 U.S.C. 434(a) for filing late or failing to file the 2008 July 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 \$250 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. You must also file the 2008 July Quarterly Report if you have not already done so.

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 11/20/2008 that you, as treasurer, and Knight for US Senate violated 2 U.S.C. 434(a) and assessed a civil money penalty in the amount of \$250 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: \$45,343
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 30 days (or file a written petition to a federal district court - see below), the Commission will

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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 \$250 for the 2008 July 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

FOR: Knight for US Senate

FEC ID#: C00435586

AF#: 1860

PAYMENT AMOUNT DUE: \$250

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**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.

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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.

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.

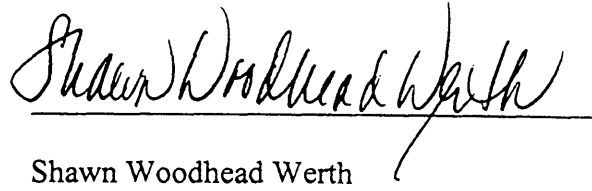
5. ***Consumer Reporting Agencies.*** The Agency has complied with all of the provisions of 31 U.S.C. § 3711(e) and the Federal Claims Collection Standards, as well as other statutes, regulations and policies applicable to the Agency's reporting of delinquent debts to consumer reporting agencies. The 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 repeal 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.

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.



A handwritten signature in cursive script, reading "Shawn Woodhead Werth", is written over a horizontal line.

Shawn Woodhead Werth

Director, Office of Administrative Review

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FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1860

DATE SCANNED 8-17-09

SCANNER NO. 2

SCAN OPERATOR JmK

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