



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1863

DATE SCANNED 2/19/09

SCANNER NO. 2

SCAN OPERATOR ESS

20092623185



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 *NI* / 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  
 RECEIVED  
 COMPLIANCE  
 STAFF DIRECTOR  
 JOSEPH F. STOLTZ

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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 Not Election Sensitive 07/15/2008 H\_S\_P\_UNAOUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	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	C00434456	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
1841	C00417972	CHASE FOR SENATE	CHASE, KEN	FRANCIS G. CHASE	\$133,295	0		Not Filed	\$33,324 (est)	\$900
1842	C00450007	CNDY 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	\$5,662

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	DEMME FOR CONGRESS	DEMME, 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
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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	C00064822	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	C00438101	KEVIN BURNS FOR CONGRESS	BURNS, KEVIN	JOHN J BURNS	\$175,553	0	8/4/2008	20	\$8,754	\$150

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

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

1869	C00443465	SEAN OKANE 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
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

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; )

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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: )

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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: )

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: )

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; )

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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; )

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#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.

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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.

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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.

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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.

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.

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AF#1853 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.

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.

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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.

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Federal Election Commission  
Certification for Administrative Fines  
September 19, 2008

Page 9

29092623199

Attest:

October 27, 2008  
Date

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



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 22, 2008

Nancy Nachbar  
Nachbar for Congress  
P.O. Box 52  
Monroe, NY 15434

C00434670  
AF#: 1863

Dear Nancy Nachbar:

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 30<sup>th</sup>, 2008, shall be filed no later than July 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 Nachbar for Congress and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 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 \$4,500. It is due by 10/29/2008 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$143,916  
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 Nachbar for Congress and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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

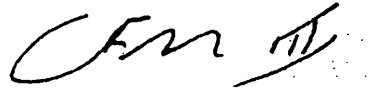
This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance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

Additional information on the FEC's administrative fine program, including the final regulations, is located at the FEC's website at [www.FEC.gov](http://www.FEC.gov). If you have questions regarding the payment of the calculated civil money penalty, please contact Rhiannon 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 \$4,500 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**  
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FOR: Nachbar for Congress

FEC ID#: C00434670

AF#: 1863

PAYMENT DUE DATE: 10/29/2008

PAYMENT AMOUNT DUE: \$4,500

20092623203



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2008 NOV 19 12 2:43

November 19, 2008

MEMORANDUM

**SENSITIVE**

TO: THE COMMISSION

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

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

PATRICIA CARMONA *PC*  
ASSISTANT STAFF DIRECTOR  
REPORTS ANALYSIS DIVISION

BY: NATALIYA IOFFE/RHIANNON MAGRUDER *NMG 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.

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\_UNAULT

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	C00396028	WILLIAM A. LAWSON	08/22/2008	Not Filed	\$127,201	5	09/19/2008	\$10,125	\$10,125	10/31/2008	\$10,125
1837	BL COUNTY 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	\$5,662	\$5,662	10/27/2008	\$5,662
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	10/08/2008	\$460
1852	FAMILY-PAC FEDERAL GROCERY		C00362178	D. PAUL CAPRIO	07/24/2008	9	\$45,634	0	09/19/2008	\$380	\$380	10/27/2008	\$380
1854	MANUFACTURERS ASSOCIATION POLITICAL ACTION COMMITTEE (GMA PAC)		C00250068	MR MICHAEL MCSHANE	07/21/2008	6	\$146,233	0	09/19/2008	\$1,350	\$1,350	10/08/2008	\$1,350
1855	GROOM LAY 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'S		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	08/20/2008	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	SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE		C00402669	THOMAS E. DUNIN	07/21/2008	6	\$43,853	1	09/19/2008	\$400	\$400	10/08/2008	\$400

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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	C00408823	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	\$3,000	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

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	C00428186	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; )  
DEMMEER 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 )  
MCSHANE, 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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Federal Election Commission  
Certification for Administrative Fines  
November 20, 2008

Page 2

BOB HILL FOR CONGRESS, and ) AF# 1838  
KATHLEEN KUKTELKA 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; )

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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; )

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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.

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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, Pctersen, Walther, and Weintrauh 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, Pctersen, 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, Pctersen, 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 JOIIN 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.

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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

Nancy Nachbar, Treasurer  
Nachbar for Congress  
P.O. Box 52  
Monroe, NY 15434

C00434670  
AF#: 1863

Dear Nancy Nachbar,

On 9/19/2008, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Nachbar for Congress 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 **\$4,500.00** in accordance with the schedule of penalties at 11 C.F.R. 111.43.

The amount of the civil money penalty has been changed to reflect the actual level of activity on your 2008 July Quarterly Report. Therefore, the Commission made a final determination on 11/20/2008 that you, as treasurer, and Nachbar For Congress violated 2 U.S.C. 434(a), assessed a civil money penalty in the amount of **\$0.00** in accordance with 11 C.F.R. 111.43, and voted to close the file.

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

If you have any questions regarding this matter, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

Sincerely,

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

Donald F. McGahn II  
Chairman

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FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1863

DATE SCANNED 2/19/09

SCANNER NO. 2

SCAN OPERATOR SES

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