



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1868

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 *for*
ACTING STAFF DIRECTOR

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

PATRICIA CARMONA *PC*
ASSISTANT STAFF DIRECTOR,
REPORTS ANALYSIS DIVISION

BY: NATALIYA IOFFE/ *NIO* 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 PM 12:12
RECEIVED
GENERAL INVESTIGATIVE
DIVISION

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 No Election Sensitive 07/15/2008 H_S_P_UNAUTH

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 BELVEAU	\$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	\$106,356	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

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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	C00362176	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	C00436101	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	C00426185	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 O'KANE FOR US CONGRESS COMMITTEE	O'KANE, SEAN THOMAS	WILLIAM J. SAMMON	\$231,619	0		Not Filed	\$115,810 (est)	\$4,500

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1870	C00159490	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 J STEPHENS as treasurer;)	AF# 1861
LEE FOR CONGRESS 2008, and GERALD BAUMAN as treasurer;)	AF# 1862
NACHBAR FOR CONGRESS, and NANCY NACHBAR as treasurer;)	AF# 1863
RICARDO MUNOZ FOR CONGRESS, and CARMEN FLORES-RANCE as treasurer;)	AF# 1865
ROBINSON FOR CONGRESS, and BROOKS, TED A MR. as treasurer;)	AF# 1866
SEAN O'KANE FOR US CONGRESS COMMITTEE, and WILLIAM J SAMMON as treasurer;)	AF# 1869
SWANSON FOR U S SENATE COMMITTEE, and SWANSON, JOHNNY III as treasurer;)	AF# 1872
WYNN FOR CONGRESS, and MR CURT CLIFTON as treasurer;)	AF# 1873

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

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 CAROLINE 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 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.

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

29092641239

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

29092641240



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 22, 2008

Terry Sali
Sali for Congress
P.O. Box 71
Kuna, ID 83634

C00414078
AF#: 1868

Dear Terry Sali:

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 filed on 7/25/2008, 10 days late.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On 9/19/2008, the FEC found that there is reason to believe ("RTB") that Sali for Congress 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 \$2,750. It is due by 10/29/2008 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$201,475
Number of Days Late: 10
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

29092641241

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 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 Sali 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.

29092641242

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 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", is written over a faint, circular embossed seal of the Federal Election Commission.

Donald F. McGahn II
Chairman

29092641243

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 \$2,750 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: Sali for Congress

FEC ID#: C00414078

AF#: 1868

PAYMENT DUE DATE: 10/29/2008

PAYMENT AMOUNT DUE: \$2,750

29092641244



October 29, 2008

Donald F. McGahn II
Chairman
Federal Election Commission
Washington, DC 20463

C00414078
AF#: 1868

Dear Mr. McGahn:

This letter is in response to your letter dated September 22, 2008 regarding a civil money penalty for a late filing of our July Quarterly Report. We are challenging the RTB finding as well as the calculated money penalty.

You indicated that the FEC will only consider challenges that are "based on a factual error in the RTB finding; miscalculation of the of the calculated civil money penalty 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 addition, you indicated that in order to be considered under "best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances."

RTB Finding

Pursuant to 11 C.F.R. 111.35, we believe that the due to our demonstrated use of best efforts to file the report in a timely fashion and due to reasonably unforeseen circumstances that were beyond our control, the RTB finding is incorrect and the civil penalties should be waived.

As you indicated in your letter, examples of circumstances that will be considered "reasonably unforeseen and beyond your control include...a failure of...Commission-provided software despite you seeking technical assistance from Commission personnel and resources." Our delay in filing was due to a series of problems we encountered with the FECFile software that the FEC makes available to campaigns.

2008 OCT 29 P 4: 43
FEC OFFICE OF
ADMIN REVIEW

29092641245

02 2750

We first began attempting to get FECFile to work properly on June 6, 2008. It was at this time that our representative first began working with the FEC technical support to solve this problem. We have provided a declaration from our staff person outlining a timeline of contact with both the FEC and the FECFile software vendor. In addition, we have provided copies of form 99 submissions. These submissions were filed at the recommendation of the FEC staff to document the problems we were encountering. We were actively working on this problem for over one and a half months with at least seventeen contacts with FECFile technical support or FEC staff.

Timeline

Friday, June 6

Talked to Technical support – They were unable to get the file to upload. Recommended updating software to 6.2

Friday, June 13

Talked to Technical support – Sebene Smith – She was unable to get the software to upload. She asked that I send her the file so that she could work on it.

Wednesday, June 18

Called Technical support – Sebene Smith – Visited with her to see if they had been able to fix the file. They had not yet been able to fix the file. She apologized and said she thought she had called me. After trying several more things on the phone she asked if she could get back to me later that day.

Friday, June 20

Technical support – Sebene Smith - e-mailed me told me that they had not finished the file, but would send it to me on Monday.

Wednesday, June 25

I called Vickie Hubbard, our analyst. She was out of the office due to a death in the family. I visited with Christopher at the FEC. He told me that if I am unable to file the June 26 answer to a letter, that I should file a form 99 with an explanation as to why I did not file.

Sent an e-mail to Sebene, asking if the file had been fixed.

Thursday, June 26

Called Vickie Hubbard and explained the situation, letting her know I was filing a form 99. Form filed 8:24 p.m., June 26, 2008. See attached Form 99 submission.

29092641246

Wednesday, July 2

Sent e-mail to Sebene Smith asking when she thought the file would be fixed.

Thursday, July 3

Called Vickie Hubbard and let her know that I had not received a response from FEC tech support. She offered to call their supervisor and see if she could expedite

Monday, July 7

File returned late that day. Attempted to upload files and received message indicating that posting may be late due to heavy traffic.

Fri, July 11

Upon review, not all files attempted were correctly filed with FEC. Tried to upload the missing files and received BAD FORMAT error. Called FEC tech support and left a message as all lines were busy. Called Vicky Hubbard, our analyst and advised her that the reports had not been filed. Reports not filed include Preprimary 2006 to date. However, in trying to reload files, I was able to get the Year end 2007 to file.

Sebene Smith called at around 3:00 pm. We were on the phone for over 30 minutes. She could not fix the file and said she would have to take it up a level to Carlos and would get back to me on Monday.

Monday, July 14

Had not heard back from Sebene or Carlos. I called Vicki Hubbard, my analyst, to ask what I should do if I do not get the file back. She said the tech support was swamped and she doubted if he would get back to me today. I am to file an additional Form 99 tomorrow, giving me time to enter the FEC data over the next two days if I get my file back. She would also call her supervisor and complain about this situation.

Tuesday, July 15

Called Vicki Hubbard to let her know that I was going to file the Form 99 today, as I had not received my file. See attached filing.

Thursday, July 17

Called Vicki Hubbard and reported that I still did not have my file. She said she would make additional calls. Received a call from a Ken at the FEC on my home phone, but I was not there. He called the office phone and left a message with Melinda, but by the time I received the message, the FEC office was closed. I received the same message in the same order from Carlos.

29092641247

Friday, July 18

Worked with Carlos at the FEC for 3 .5 hours. He was finally able to identify the problem. When amendments were made to the 2006 filings during the last campaign, there was some problem with those filings causing this filing error when we tried to amend this time. I called and left a message with Vicki Hubbard, the campaign's FEC analyst stating that the problem was fixed, and I would like to discuss the next steps in resolving this issue.

Monday, July 21, 2008

Left another message with Vicki Hubbard, stating the above, 8:45 EST.

Reached Vicki Hubbard and talked with her concerning the report filing. We agreed that is was best to file the July 15 filing and then file the amendments when the July 15 filed cleanly.

Friday, July 25

After repeated attempts was finally able to file the July 15 FEC report. However, the software problems were not all fixed, and this submission was incorrect. The submission reported a cycle to date that was identical to the cycle to date of the Oct 2006 report. I filed a form 99 to explain the discrepancy. See attached.

Monday, July 28

Spoke to Vicki Hubbard concerning error. She discovered that the file had defaulted to the wrong election cycle. She talked me through the adjustment. When I tried to upload the file, I got the same Bad Format error that I had received many times in the past. I called FEC technical support and after several tries, they got the file to upload. I then called Carlos and reported that I had just run into the same problem. He said that he had no way to verify the problem but suspected that the FEC upload process did not finish communicating with my software to save the file as uploaded. He asked that I call the next time I upload a file so that they might be able to determine the problem.

Despite receiving two "fixed" files in our timeline, you will note that our software was not "fixed." Technical problems, which continued to hamper our efforts to file an accurate report, occurred up to the time of our filing an amendment to the July Quarterly filing on July 28, and our report would not have been able to be correctly filed if technical support did not make last minute adjustments. Therefore, our filing was submitted within "24 hours after the end of these reasonably unforeseen circumstances," since the FEC technical support made the corrections allowing us to file the correct report at the time we submitted.

29092641248

Letter to Donald F. McGahn II

AF#: 1868

Page 5

In outlining the problems that we faced, I believe that we have demonstrated our use of best efforts within the meaning outlined in 11 C.F.R. 111.35. This is especially evident when taken in conjunction with the form 99 filings we submitted upon the recommendation of FEC staff.

Calculation of Penalty

While we believe that our best efforts have proven to be more than sufficient. In the alternative, if the finding is that we must still face a civil penalty, we would ask that the penalty be recalculated to take into account the delay caused by the software problems, therefore reducing the number of days late used in the calculation of the penalty.

If you have any questions, or need further clarification, please don't hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Terry Sali". The signature is written in a cursive, flowing style.

Terry Sali
Treasurer

Encl.

29092641249

I, Michelle Glasgow ("Declarant"), am a resident of Boise,
County of Ada, State of Idaho, and do hereby certify,
swear or affirm, and declare that I am competent to give the following declaration
based on my personal knowledge, unless otherwise stated, and that the following
facts and things are true and correct to the best of my knowledge:

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Recommended updating software to 6.2

Friday, June 13

Talked to Technical support – Sebene Smith – She was unable to get the
software to upload. She asked that I send her the file so that she could
work on it.

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had been able to fix the file. They had not yet been able to fix the file.
She apologized and said she thought she had called me. After trying
several more things on the phone she asked if she could get back to me
later that day.

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99 submission.

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fixed.

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Friday, July 18

Worked with Carlos at the FEC for 3.5 hours. He was finally able to identify the problem. When amendments were made to the 2006 filings during the last campaign, there was some problem with those filings causing this filing error when we tried to amend this time. I called and left a message with Vicki Hubbard, the campaign's FEC analyst stating that

29092641251

Michelle Glasgow Declaration

Page 3

the problem was fixed, and I would like to discuss the next steps in resolving this issue.

Monday, July 21, 2008

Left another message with Vicki Hubbard, stating the above, 8:45 EST.

Reached Vicki Hubbard and talked with her concerning the report filing. We agreed that it was best to file the July 15 filing and then file the amendments when the July 15 filed cleanly.


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After repeated attempts was finally able to file the July 15 FEC report. However, the software problems were not all fixed, and this submission was incorrect. The submission reported a cycle to date that was identical to the cycle to date of the Oct 2006 report. I filed a form 99 to explain the discrepancy. See attached.

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WITNESS my signature the 29th day of October, 2008.


Signature of Declarant

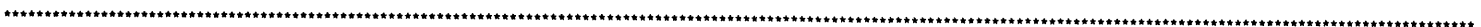
29092641252

ETEXT ATTACHMENT

06/26/2008 22 : 22

I am unable to file my answers to the most recent FEC letter, as FEC technical support is still attempting to fix the data file. I first attempted to upload the amendments to the file on June 6. I again tried on June 9, using the new FEC software update. I called FEC tech support and they returned my call later. After visiting with them, they said they would get back to me with the problem after they had looked into it more. As I had not heard back from technical support, I called them again on Wednesday, June 16 and after attempting again to upload the file, technical support asked me to send them the file. I received an e-mail last Friday, June 18, saying that they had not yet finished fixing the file and would finish it on Monday. I e-mailed tech support yesterday, reminding them that I was coming up on another deadline. As of yet, I have not received my repaired data file. I have most recently been working with Sebene Smith, who has been a great help with this matter.

29092641253



ETEXT ATTACHMENT

07/15/2008 17 : 06

I am unable to file the 2nd quarter 2008 FEC report, as FEC technical support is still attempting to fix the Sali for Congress data file. I first attempted to upload a file to the FEC site on June 6. I again tried on June 9, using the new FEC software update, without success. I then sent FEC technical support a copy of the Sali for Congress FEC file. FEC technical support is still attempting to fix the file so that it may be uploaded. I am in regular contact with FEC technical support and the FEC analyst, in an effort to resolve this matter.

29092641254



ETEXT ATTACHMENT

07/25/2008 23 : 47

Sali for Congress has completed the July 15 quarterly filing. However, in reviewing the report, we have found that the Column B Election cycle to date numbers are incorrect. In fact, the cycle to date numbers \$1,032,555.70 are identical to the 30 Day Post General 2006 report. We have no way to explain this anomaly.

29092641255





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

October 31, 2008

Terry Sali, as Treasurer
Sali for Congress
P.O. Box 71
Kuna, ID 83634

C00414078
AF# 1868

Dear Ms. Sali:

On October 29, 2008 the Commission received your written response ("challenge") which is being reviewed by the Office of Administrative Review. If you have any questions regarding your challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,

A handwritten signature in cursive script that reads "Shawn Woodhead Werth /gr".

Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review

29092641256

2008 NOV -5 A 11: 37

Date: November 5, 2008

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

AF#: 1868

Committee Name: Sali for Congress

Committee ID#: C00414078

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

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

Attachments:

Copy of RTB Circulation Report, dated September 18, 2008 and RTB Certification, dated October 27, 2008: Previously Forwarded

Attachment #: N/A

Certified Return Receipt (Y/N): Y

Attachment #: 1

Other Relevant Telecoms (Y/N): N

Attachment #: N/A

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

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-2008 Pre-Primary Report Prior Notice, dated April 21, 2008.

-2008 July Quarterly Report Prior Notice, dated June 21, 2008.

-RTB Letter, dated September 22, 2008.

Attachment #: 3

Other RAD Information (Y/N): N

Attachment#: N/A

29092641257

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

FERRY SALI
SALI FOR CONGRESS
P.O. BOX 71
MUNA, ID 83634

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
X [Signature]

B. Received by (Printed Name) C. Date of Delivery
Christina Sali 9-30-08

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

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

4. Restricted Delivery? (Extra Fee) Yes

Article Number
(Transfer from service label)

7005 1820 0002 3465 5325

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15

2909264125

DECLARATION OF NATALIYA IOFFE

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Sali for Congress:
 - A) Prior Notice, dated April 21, 2008, referencing the 2008 July Quarterly Report (sent via electronic mail to: bill@billsali.com);
 - B) Prior Notice, dated June 21, 2008, referencing the 2008 July Quarterly Report (sent via electronic mail to: bill@billsali.com);
 - C) Reason-to-Believe Letter, dated September 22, 2008, referencing the 2008 July Quarterly Report.
3. I hereby certify that I have searched the Commission's public records and find that Sali for Congress electronically filed the 2008 July Quarterly Report with the Commission on July 25, 2008.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 4th day of November, 2008.



Nataliya Ioffe
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



PRIMARY ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

IDAHO
Congressional Committees

April 21, 2008

COMMITTEES INVOLVED IN THE PRIMARY (05/27/08) MUST FILE:

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Pre-Primary	04/01/08 - 05/07/08	05/12/08	05/15/08
48 Hour Notices	05/08/08 - 05/24/08	---see p. 3 of notice---	
July Quarterly	05/08/08 - 06/30/08	07/15/08	07/15/08

Supplemental Filing Information is available on pages 2 and 3 of this notice.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

29092641260

SUPPLEMENTAL FILING INFORMATION

PLEASE NOTE: The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

WHO MUST FILE

Principal campaign committees of congressional candidates² (including unopposed candidates and candidates whose names do not appear on the ballot) who seek nomination in the primary election must file the above reports and notices.³ Before a committee can stop filing with the FEC, it must file a termination report with the Commission. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

Electronic Filing

Reports filed electronically must be received and validated by the Commission 11:59 p.m. Eastern Time on the filing deadline. For additional information, call the Electronic Filing Office at (800) 424-9530 or (202) 694-1642 or visit our website at www.fec.gov/electfil/electron.shtml.

Under the Commission's mandatory electronic filing regulations, U.S. House committees that receive contributions or make expenditures in excess of \$50,000 in a calendar year, or that have reason to expect to do so, must file all reports and statements with the FEC electronically. Other U.S. House committees may voluntarily file electronically; however, any entity that files electronically, whether required to do so or not, must comply with the electronic filing rules. U.S. Senate committees that file with the Secretary of the Senate are not subject to the mandatory electronic filing rules, but may file an unofficial copy of their reports with the Commission in order to speed disclosure.

Registered & Certified Mail

Reports sent by Registered or Certified Mail must be postmarked on or before the mailing deadline to be considered timely filed. A committee sending its reports by Certified Mail should keep its certified mailing receipt with the U.S. Postal Service (USPS) postmark as proof of filing because the USPS does not keep complete records of items sent by Certified Mail. A committee sending its report by Registered Mail should keep its proof of mailing. Note that a Certificate of Mailing from the USPS is not sufficient to prove that a report is timely filed using Registered, Certified or Overnight Mail.

Overnight Mail

Reports filed via overnight mail will be considered timely filed if the report is received by the delivery service on or before the mailing deadline. "Overnight mail" includes Priority or Express Mail having a delivery confirmation, or an overnight delivery service with which the report is scheduled for next business day delivery and is recorded in the service's on-line tracking system.

Forms are available for downloading and printing at the FEC website at www.fec.gov/info/forms.shtml.

²Generally, an individual becomes a candidate for Federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions received or expenditures made. If the campaign has not exceeded the \$5,000 threshold, it is not required to file reports. See 11 CFR 100.3(a).

³If a candidate has more than one authorized committee, the principal campaign committee must also file a consolidated report on Form 3Z.

Other Means of Filing

Reports filed by any other means—including first class mail and courier—must be received by the Commission (or for Senate committees, the Secretary of the Senate) before the close of business on the last business day before the filing deadline.

48 HOUR NOTICES ON CONTRIBUTIONS

Notices are required if the committee receives any contribution (**including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of bank loans to the candidate or committee**) of \$1,000 or more per source, during the period of May 8 through May 24, 2008.

The notices, which may be filed using Form 6, or under limited circumstances Form 10, must reach the appropriate federal filing office within 48 hours of the committee's receipt of the contribution(s). U.S. Senate candidates must transmit the notices to the Secretary of the Senate by fax at (202) 224-1851. **Campaign committees that file electronically MUST submit their 48-hour notices electronically.** For more information, visit the FEC web site at www.fec.gov/electfil/online.shtml. U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174. Paper forms are available at the website at www.fec.gov/info/forms.shtml.

COMPLIANCE

Treasurer Responsibility. Treasurers of political committees are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. For additional information, see the Commission's *Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings* on the web site at www.fec.gov/law/policy/2004/notice2004-20.pdf

Administrative Fine Program. Under the Administrative Fine Program, political committees and their treasurers who fail to file their reports on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers).⁴ For additional information, visit the FEC website at www.fec.gov/af/af.shtml.

Report Format. In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.

Electronic Filers Must File Electronically. Electronic filers who instead file on paper, or who submit an electronic report (either by direct transmission, 3.5" diskette or CD) that does not pass the validation program by 11:59 p.m. Eastern Time on the filing deadline, will be considered non-filers and may be subject to enforcement actions (including administrative fines).

IMPORTANT FILING INFORMATION - PAPER FILERS

In response to the anthrax threat, the U.S. Postal Service is irradiating mail directed to many federal agencies, including the FEC and the Secretary of the Senate.⁵ This process has not only delayed mail delivery, it has also damaged and in some cases destroyed pieces of mail. As a result, committees that file reports with the FEC may want to consider submitting their reports by some means other than U.S. mail. Alternative methods include electronic filing, overnight mail service, and hand delivery.

⁴Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$16,000, even for first-time violations.

⁵Senate committees should contact the Secretary of the Senate at (202) 224-0322 for more information on filing reports via US mail.

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

29092641262



JULY QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

June 21, 2008

CURRENT REPORT DUE

REPORTING DATES

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
July Quarterly	04/01/08 - 06/30/08	07/15/08	07/15/08

PRE- AND POST-ELECTION REPORTS

A committee whose candidate participates in a 2008 state primary, nominating convention or runoff election – even if unopposed – must also file a pre-election report 12 days prior to the primary, nominating convention or runoff. The campaign committee of a candidate who participates in the general election must file pre- and post-general election reports. Separate notices will be sent to explain these additional reporting obligations. See the January 2008 Record, which can be found on the FEC web site at www.fec.gov/pdf/record/2008/jan08.pdf

Supplemental Filing Information is available on pages 3 and 4 of this notice.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

29092641263

REPORTING SCHEDULE FOR REMAINDER OF 2008

REPORTING DATES

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
October Quarterly	07/01/08 - 09/30/08	10/15/08	10/15/08
Pre-General	10/01/08 - 10/15/08	10/20/08	10/23/08
48 Hour Notices	10/16/08 - 11/01/08	---see p. 4 of notice---	
Post-General	10/16/08 - 11/24/08	12/04/08	12/04/08
Year-End	11/25/08 - 12/31/08	01/31/09	01/31/09 ²

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²Notice that this filing deadline falls on a weekend. Filing deadlines are not extended when they fall on nonworking days. Accordingly, reports filed by methods other than Registered, Certified or Overnight Mail, or electronically, must be received before the Commission's (or for Senate candidates, the Secretary of the Senate's) close of business on the last business day before the deadline.

SUPPLEMENTAL FILING INFORMATION

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WHO MUST FILE

Principal campaign committees of congressional candidates³ (including unopposed candidates and candidates whose names do not appear on the ballot) must file a July Quarterly Report by July 15, 2008.⁴

Campaigns that raise or spend more than \$5,000 for the 2008 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2008, even if the candidate plans to retire, withdraws from the race prior to the primary election, loses the primary or drops out of the race prior to the general election. Before a committee can stop filing with the FEC, it must file a termination report with the Commission. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

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The notices, which may be filed using Form 6, or under limited circumstances Form 10, must reach the appropriate federal and/or state filing office(s) within 48 hours of the committee's receipt of the contribution(s). U.S. Senate candidates must transmit the notices to the Secretary of the Senate by fax at (202) 224-1851. **Campaign committees that file electronically MUST submit their 48-hour notices electronically.** For more information, visit the FEC web site at www.fec.gov/electfil/online.shtml.

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Report Format. In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.

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⁶Senate committees should contact the Secretary of the Senate at (202) 224-0322 for more on filing reports via US mail.

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

APR 14 2 30

April 14, 2009

MEMORANDUM

SENSITIVE

To: The Commission

Through: Robert A. Hickey
Staff Director

From: John D. Gibson
Chief Compliance Officer

Shawn Woodhead Wert
Reviewing Officer
Office of Administrative Review

By: Jill I. Sugarman
Reviewing Analyst

Subject: AF# 1868 – Sali for Congress and Terry Sali, as Treasurer (C00414078)

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

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

Attachment

29092641267



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 14, 2009

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

AF# 1868 – Sali for Congress and Terry Sali, as Treasurer (C00414078)

On September 19, 2008, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2008 July Quarterly Report and made a preliminary determination that the civil money penalty was \$2,750 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") on September 22, 2008 of the Commission's RTB finding and civil money penalty.

Respondents' Response

On October 29, 2008, the Commission received the written response, Michelle Glasgow's declaration, and supporting documentation ("challenge") from the Treasurer who states that they used best efforts to file the report on time, but could not do so due to reasonably unforeseen circumstances beyond their control. These circumstances consisted of a series of problems they encountered with the FECFile software. On June 6, they had problems using the FECFile software and began working with technical support to resolve the issue. They were actively working to fix these problems for a month and a half. During this time, there were 17 days on which they had one or more contacts with Commission staff. Although technical support twice sent them "fixed files," their software was not fixed. Technical problems continued to hamper their efforts to file an accurate report until July 28 when they filed an amendment to the July Quarterly Report with help from technical support staff who made last minute adjustments. Therefore, the correct report was submitted within 24 hours after the end of the reasonably unforeseen circumstances. The Treasurer asks that the RTB finding and civil money penalty be waived or re-calculated to take into account the delays caused by the software problems.

Included with the challenge is a timeline outlining their contacts with RAD and the Electronic Filing Office ("EFO") from June 6 to July 28, 2008. An identical timeline is included in the declaration from Ms. Glasgow.¹ Other attachments include copies of electronic submissions dated June 26, July 15 and July 25, 2008, which they filed on the advice of Commission staff to document their continuing problems.

Analysis

The July Quarterly Report was filed on July 25, 2008, 10 days late.

¹ According to the Statement of Organization filed April 23, 2008, Michelle Glasgow is the campaign manager and Assistant Treasurer.

29092641268

The Federal Election Campaign Act ("Act") states that the treasurer of an authorized committee of a candidate shall file a report for the period ending June 30 no later than July 15. 2 U.S.C. § 434(a)(2)(A)(iii) and 11 C.F.R. § 104.5(a)(1)(i). Reports electronically filed must be received and validated at or before 11:59 p.m., Eastern Standard/Daylight Time on the prescribed filing date to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

According to the EFO logs and the RAD telecoms (written records of telephone conversations), there were numerous phone calls and emails with the respondents between June 16 and July 28, 2008. The first contact was on June 16 when the EFO's Sebene Smith returned a call from Ms. Glasglow. The call concerned an error message Ms. Glasglow received while trying to upload an amended 2006 report. Ms. Smith could not resolve the issue and asked Ms. Glasglow to send the FECFile data set ("*.dcf file") to the EFO. Ms. Glasglow sent it via email later that day. Three times, Ms. Glasglow asked Ms. Smith about the *.dcf file and when it would be returned. In response to the June 20 call, Ms. Smith replied in an email that it would be returned on June 23. She did not respond to Ms. Glasglow's June 25 and July 2 follow up emails. Beginning on June 16 and continuing into July, Ms. Glasglow kept her Analyst, Vicki Hubbard, apprised of the situation with the EFO. On two occasions, Ms. Hubbard told her to document her attempts to get help. As the matter continued into July, Ms. Hubbard said she would discuss it with her supervisor and try to get help.

The *.dcf file was returned to Ms. Glasglow on July 7, 21 days after she sent it to the EFO, with instructions on how to upload the reports. However, the problem was not fixed and she still could not upload amendments. Consequently, she called and emailed Ms. Smith on July 11. Ms. Smith said she would escalate the matter to Carlos Luna, NIC Director of Operations, and get back to her on July 14. Ms. Glasglow again emailed the *.dcf file to the EFO, explained that she was still getting the same error message, was very late on the report, and concerned. On July 17, Mr. Luna and Ken Lally, the EFO's Program Coordinator, left messages for Ms. Glasglow. She returned Mr. Luna's call on July 18 and they discussed the error message she received when trying to upload amendments. She said that she is hesitant to file the July Quarterly Report until this problem is resolved. Mr. Luna fixed the amendment count indicator, emailed her the corrected *.dcf file with instructions on how to proceed, and said to file the amendments and July Quarterly Report as soon as possible.

On July 21, Ms. Glasglow told Ms. Hubbard that she has the *.dcf file back from the EFO and will file the July Quarterly Report before she tries to file any amendments to the previous reports. Ms. Glasglow filed the July Quarterly Report on July 25, and later realized that it had the wrong election cycle figures. When she tried to amend the report on July 28, she received error messages and called the EFO's Eliza Green for help. Ms. Green had her file the original report to her hard drive so that the FECFile software would recognize the amendment. After that, Ms. Glasglow was able to file the amended July Quarterly Report. Ms. Green called Ms. Glasglow back to see if she could determine why the reports were not saving correctly; she left a message, asking her to please call back. Later that day, Ms. Glasgow called back and asked Mr. Luna what she was doing wrong so she could avoid future problems. Mr. Luna explained that the report uploads were not completing the upload process wherein the FECFile software saves an uploaded report in a filed status. He told her to call the EFO the next time she amends a report so the process could be closely monitored.

According to the Information Technology Division ("ITD") Manager, the problems Ms. Glasgow encountered while trying to file the various amendments stem from the same root cause: the FECFile software is not saving new reports when they are initially filed. The EFO staff concludes that this is not an inherent FECFile issue and believes it was caused by a problem with either the installation, a permissions issue, or a network disconnect prior to the completion of the upload process. The ITD Manager also points out that this problem only occurred when they tried to file amended reports and would not have affected their ability to create and file a new report. Thus, they should have been able to file the July Quarterly Report on time even with this problem.

The respondents have encountered this problem since August 2006. While the EFO staff resolved the problem for them each time they called for assistance and the ITD Manager believes that one could reasonably assume that the respondents or the EFO staff should have discerned this pattern, it was not until after the July Quarterly Report was due that this, in fact, occurred. Nonetheless, this issue was never resolved for the respondents as the EFO logs show that the respondents have not contacted them about any software problems since July 28, 2008. The reason may be that, since October 15, 2008, the respondents no longer use the FECFile software to create and file their reports.

The administrative fine regulations at 11 C.F.R. § 111.35(d) provide a list of circumstances that are not considered reasonably unforeseen and beyond the respondents' control when determining if they used their best efforts to file on time. The failure to use filing software properly is one of these circumstances. The Reviewing Officer recognizes, however, that there was a repeated failure on the part of Commission staff to promptly follow-up with the respondents and help them with their software problem.

It is clear from the EFO logs and RAD telecoms that the respondents thought they needed to correct the problem filing amended reports before they could upload the July Quarterly Report. It is also clear from the EFO logs, RAD telecoms, their three electronic submissions and the challenge that the respondents made extensive efforts beginning more than a month before the July Quarterly Report was due to get assistance from the EFO staff to fix the problem with the amended reports. Had the EFO staff promptly followed up with the respondents when they received their *.dcf file on either June 16 or July 11; or had the EFO staff recognized during any of their contacts with the respondents that this was a recurring problem, helped them resolve it, and informed them that there was no connection between the amendment problem and the ability to file a new report, the Reviewing Officer believes that the respondents could have prepared and filed the July Quarterly Report on time.

The Reviewing Officer, therefore, recommends that the Commission take no further action and close the file.

29092641270

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 1868 involving Sali for Congress and Terry Sali, as Treasurer, in making the final determination;
- (2) Take no further action in AF# 1868 that Sali for Congress and Terry Sali, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.

Reviewing Analyst: Jill I. Sugarman

Attachments

Attachment 1 – Challenge Received from Respondents

Attachment 2 – _____

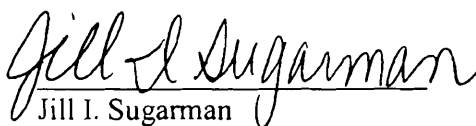
Attachment 3 – Declaration from RAD _____

Attachment 4 – Declaration from OAR

29092641271

DECLARATION OF JILL I. SUGARMAN

1. I am the Reviewing Analyst in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Analyst, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2008 July Quarterly Report is due July 15, 2008. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on July 15 to be timely filed.
3. It is the practice of the Electronic Filing Office to document all calls to or from committees regarding an error message they receive while using the FECFile software. It is also this office's practice to maintain an Electronic Filing section on the Commission's web site at <http://www.fec.gov/electfil/electron.shtml> for the use of committees and treasurers who are electronic filers.
4. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a mailgram they receive or any questions relating to the FECFile software or administrative fine regulations including due dates of reports and filing requirements.
5. I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - (a) Pages 1 and 3 of the amended Statement of Organization electronically filed by Sali for Congress and Terry Sali, as Treasurer. According to the Commission's records, the document was received on April 23, 2008, and lists "Michelle Glasglow" as the Campaign Manager and Assistant Treasurer on Lines 7 and 8, respectively;
 - (b) electronic submissions filed by Sali for Congress and Terry Sali, as Treasurer. According to the Commission's records, the letters were received on June 26, July 15 and July 25, 2008. The June 26 letter states that "FEC technical support is still attempting to fix the data file." The July 15 letter states that "FEC technical support is still attempting to fix the file;"
 - (c) Page 1 of the Summary Page for the 2008 July Quarterly Report electronically filed by Sali for Congress and Terry Sali, as Treasurer. According to the Commission's records, the report covers the period from May 8 through June 30, 2008, and was received on July 25, 2008; and
 - (d) Page 1 of the Summary Page for the amended 2008 July Quarterly Report electronically filed by Sali for Congress and Terry Sali, as Treasurer. According to the Commission's records, the report covers the period from May 8 through June 30, 2008, and was received on July 28, 2008.
6. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 14th of April, 2009.



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

29092641272

FEC FORM 1

STATEMENT OF ORGANIZATION

(See instructions)

Office use only

1. NAME OF COMMITTEE (in full) (Check if name is changed) Example: If typing, type over the lines 12FE4M5

SALI FOR CONGRESS

ADDRESS (number and street) PO Box 71

(Check if address is changed)

KUNA ID 83634

CITY STATE ZIP CODE

COMMITTEE'S E-MAIL ADDRESS bill@billsali.com

COMMITTEE'S WEB PAGE ADDRESS (URL) www.billsali.com

COMMITTEE'S FAX NUMBER 2088848512

2. DATE 10 / 17 / 2005

3. FEC IDENTIFICATION NUMBER C C00414078

4. IS THIS STATEMENT NEW (N) OR X AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete

Type or Print Name of Treasurer Terry Sali

Signature of Treasurer Electronically Filed by Terry Sali Date 04 / 23 / 2008

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. S437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS

Office Use Only For further information contact: Federal Election Commission Toll Free 800-424-9530 Local 202-694-1100 FEC FORM 1 (Revised 02/2003)

29092641273

Write or Type Committee Name

SALI FOR CONGRESS

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

Full Name Michelle Glasgow

Mailing Address 5010 Allamar

Boise ID 83704 -

Title or Position ▼ CITY ▲ STATE ▲ ZIP CODE ▲

Campaign Manager Telephone number 208 871 6011

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

Full Name of Treasurer Terry Sali

Mailing Address 175 Linke Crt.

Kuna ID 83634 -

Title or Position ▼ CITY ▲ STATE ▲ ZIP CODE ▲

Telephone number 208 922 4865

Full Name of Designated Agent Michelle Glasgow

Mailing Address 5010 Allamar

Boise ID 83704 -

Title or Position ▼ CITY ▲ STATE ▲ ZIP CODE ▲

Assistant Treasurer Telephone number 208 375 8097

2909264127A

ETEXT ATTACHMENT

06/26/2008 22 : 22

I am unable to file my answers to the most recent FEC letter, as FEC technical support is still attempting to fix the data file. I first attempted to upload the amendments to the file on June 6. I again tried on June 9, using the new FEC software update. I called FEC tech support and they returned my call later. After visiting with them, they said they would get back to me with the problem after they had looked into it more. As I had not heard back from technical support, I called them again on Wednesday, June 16 and after attempting again to upload the file, technical support asked me to send them the file. I received an e-mail last Friday, June 18, saying that they had not yet finished fixing the file and would finish it on Monday. I e-mailed tech support yesterday, reminding them that I was coming up on another deadline. As of yet, I have not received my repaired data file. I have most recently been working with Sebene Smith, who has been a great help with this matter.

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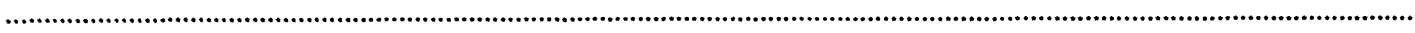


ETEXT ATTACHMENT

07/15/2008 17 : 06

I am unable to file the 2nd quarter 2008 FEC report, as FEC technical support is still attempting to fix the Sali for Congress data file. I first attempted to upload a file to the FEC site on June 6. I again tried on June 9, using the new FEC software update, without success. I then sent FEC technical support a copy of the Sali for Congress FEC file. FEC technical support is still attempting to fix the file so that it may be uploaded. I am in regular contact with FEC technical support and the FEC analyst, in an effort to resolve this matter.

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ETEXT ATTACHMENT

07/25/2008 23 : 47

Sali for Congress has completed the July 15 quarterly filing. However, in reviewing the report, we have found that the Column B Election cycle to date numbers are incorrect. In fact, the cycle to date numbers \$1,032,555.70 are identical to the 30 Day Post General 2006 report. We have no way to explain this anomaly.

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FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) **USE FEC MAILING LABEL OR TYPE OR PRINT** Example: If typing, type over the lines

Sali for Congress

ADDRESS (number and street) PO Box 71

Check it different than previously reported. (ACC)

Kuna ID 83634

2. FEC IDENTIFICATION NUMBER C00414078 CITY STATE ZIP CODE STATE DISTRICT
3. IS THIS REPORT X NEW (N) OR AMENDED (A) ID 01

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

X July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

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

Primary (12P) General (12G) Runoff (12R)

Convention (12C) Special (12S)

Election on in the State of

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

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

Election on in the State of

5. Covering Period 05 08 2008 through 06 30 2008

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Michelle Glasglow

Signature of Treasurer Electronically Filed by Michelle Glasglow Date 07 25 2008

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

Office Use Only

FEC FORM 3
(Revised 02/2003)

29092641278



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

April 15, 2009

Terry Sali, as Treasurer
Sali for Congress
PO Box 71
Kuna, ID 83634

C00414078
AF# 1868

Dear Mr. Sali:

On September 19, 2008, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Sali for Congress and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2008 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$2,750 based on the schedule of penalties at 11 C.F.R. § 111.43.

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

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

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

Sincerely,

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

Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review

Attachment

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2009 MAY -4 A 10: 13

SENSITIVE

May 1, 2009

MEMORANDUM

To: The Commission

Through: Robert A. Hickey
Staff Director

From: John D. Gibson
Chief Compliance Officer

Shawn Woodhead Wert
Reviewing Officer
Office of Administrative Review

By: Jill I. Sugarman
Reviewing Analyst

Subject: Final Determination Recommendation in AF# 1868 – Sali for Congress and Terry Sali, as Treasurer (C00414078)

On September 19, 2008, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2008 July Quarterly Report and also made a preliminary determination that the civil money penalty was \$2,750 based on the schedule of penalties at 11 C.F.R. § 111.43. On October 29, 2008, the Commission received the respondents' written response and supporting documentation ("challenge").

According to the challenge and records from the Reports Analysis Division and Electronic Filing Office ("EFO"), the respondents made extensive efforts beginning more than a month before the report was due to get help to fix problems they were having with amended reports. It is clear that the respondents thought they needed to correct the problem filing amended reports before they could upload the July Quarterly Report. In this case, there was a repeated failure on the part of Commission staff to promptly follow-up with the respondents and help them with their software problem. Had the EFO staff promptly followed up with the respondents when they received their data set on either June 16 or July 11; or had the EFO staff recognized during any of their contacts with the respondents that this was a recurring problem, helped them resolve it, and informed them that there was no connection between the amendment problems and the ability to file a new report, the Reviewing Officer believes that the respondents could have prepared and filed the July Quarterly Report on time. The Reviewing Officer, therefore, recommended that the Commission take no further action and close the file.

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The Reviewing Officer's recommendation dated April 14, 2009 was forwarded to the Commission. A copy was simultaneously forwarded to the respondents and is hereby incorporated by reference. Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in the respondents' challenge or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). As of this date, a written response has not been received.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 1868 involving Sali for Congress and Terry Sali, as Treasurer, in making the final determination;
- (2) Take no further action in AF# 1868 that Sali for Congress and Terry Sali, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.

29092641282

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 1868
Sali for Congress and Terry Sali, as)
Treasurer (C00414078))

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on May 15, 2009, the Commission decided by a vote of 6-0 to take the following actions AF 1868:

1. Adopt the Reviewing Officer recommendation for AF 1868 involving Sali for Congress and Terry Sali, as Treasurer, in making the final determination.
2. Take no further action in AF 1868 that Sali for Congress and Terry Sali, as Treasurer, violated 2 U.S.C. § 434(a) and close the file.
3. Send the appropriate letter.

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

Attest:

May 15, 2009
Date

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

29992641283



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 2009

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Terry Sali, as Treasurer
Sali for Congress
P.O. Box 71
Kuna, ID 83634

ID# C00414078
AF# 1868

Dear Mr. Sali:

On September 19, 2008, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Sali for Congress and you, as Treasurer, violated 2 U.S.C. § 434(a) for failing to timely file the 2008 July Quarterly Report. By letter dated September 22, 2008, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$2,750 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On October 29, 2008, the Office of Administrative Review received the written response from you challenging the RTB finding and civil money penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the challenge. Based on this review, the Reviewing Officer recommended that the Commission take no further action because the respondents made extensive efforts beginning more than a month before the report was due to get help fixing problems with amended reports but there was a repeated failure on the part of Commission staff to promptly follow up with Committee staff and help solve your software problem. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on April 15, 2009.

On May 15, 2009, the Commission adopted the Reviewing Officer's recommendation to take no further action against the respondents with respect to 2 U.S.C. § 434(a). A copy of the final determination memorandum is attached.

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

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

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

On behalf of the Commission,



Steven T. Walther
Chairman

Attachment

29092641285



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1868

DATE SCANNED 8-17-09

SCANNER NO. 2

SCAN OPERATOR JmD

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