



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2465

DATE SCANNED 8/29/11

SCANNER NO. 2

SCAN OPERATOR SSS

11092661641



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2011 MAR 31 A 10: 27

March 30, 2011

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *AP*
Acting Staff Director

FROM: Patricia Carmona *PC*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: Jodi Winship/Sari Pickerall *JWP*
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2010 Year-End Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2010 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2011.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days but no more than thirty (30) days after the due date (considered a late filed report), 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 all other 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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3/30/2011 4:47 PM

Federal Election Commission
Reason to Believe Circulation Report
2010 YEAR-END Not Election Sensitive 01/31/2011 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
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2403	C00486662	CHET D TRAYLOR FOR US SENATE CAMPAIGN	TRAYLOR, CHET D	LARRY W. PICKETT	\$191,340	0		Not Filled	\$95,670 (est)	\$3,850
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3/30/2011 4:47 PM

Aff	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
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2433	C00484303	JOHNSON FOR CONGRESS	JOHNSON, HARRY CLAUD	HARRY JOHNSON	\$121,900	0		Not Filled	\$60,950 (est)	\$2,970
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3/30/2011 4:47 PM

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty

11092661646

3/30/2011 4:47 PM

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2464	C00475772	THE COMMITTEE TO ELECT DINO LAVERGHETTA	LAVERGHETTA, DINO	ROSE LAVERGHETTA	\$205,205	0		Not Filed	\$34,201 (est)	\$980
2465	C00475038	THOMAS C CASTELLANO CAMPAIGN FUND	CASTELLANO, THOMAS C	MARK A. GARCIA	\$102,513	0		Not Filed	\$20,503 (est)	\$550

Federal Election Commission
Certification for Administrative Fines
April 01, 2011

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JOHNSON FOR CONGRESS, and) AF# 2433
HARRY JOHNSON as treasurer;)

Federal Election Commission
Certification for Administrative Fines
April 01, 2011

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[Empty table structure for certification details]

THE COMMITTEE TO ELECT DINO) AF# 2464
LAVERGHETTA, and LAVERGHETTA,)
ROSE as treasurer;)

THOMAS C CASTELLANO CAMPAIGN) AF# 2465
FUND, and MARK A GARCIA as)
treasurer;)

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on April 01, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 30, 2011, on the following committees:

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AF#2403 Decided by a vote of 6-0 to: (1) find reason to believe that CHET D TRAYLOR FOR US SENATE CAMPAIGN, and LARRY W PICKETT 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.

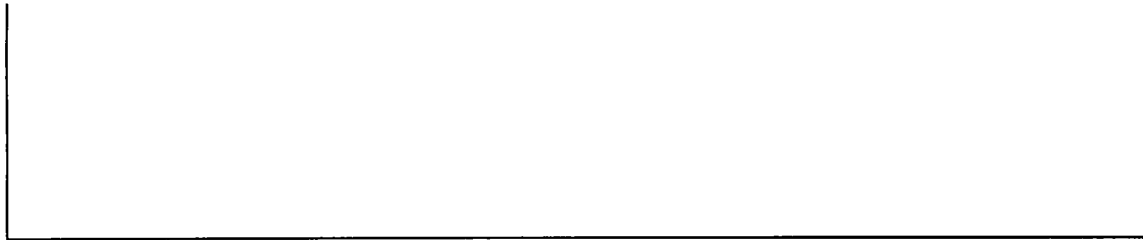
11092661657

AF#2433 Decided by a vote of 6-0 to: (1) find reason to believe that **JOHNSON FOR CONGRESS**, and **HARRY JOHNSON** as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2464 Decided by a vote of 6-0 to: (1) find reason to believe that THE COMMITTEE TO ELECT DINO LAVERGHETTA, and LAVERGHETTA, ROSE 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 Bmerly, Hunter, McGahn II, Peterson, Walther, and Weintraub voted affirmatively for the decision.

AF#2465 Decided by a vote of 6-0 to: (1) find reason to believe that THOMAS C CASTELLANO CAMPAIGN FUND, and MARK A GARCIA 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:

April 4, 2011
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary

11092661662



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 2011

Mark A. Garcia, in official capacity as Treasurer
Thomas C Castellano Campaign Fund
2204 N Armenia Ave.
Tampa, FL 33607

C00475038
AF#: 2465

Dear Mr. Garcia:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, was due no later than January 31, 2011. 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 permits 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 April 1, 2011, the FEC found that there is reason to believe ("RTB") that Thomas C Castellano Campaign Fund and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. 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 \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-11.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$20,503
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and 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. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) 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. 11 C.F.R. § 111.35(b). 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. *Id.* Examples of circumstances that will be deemed reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "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 U.S. 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.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Thomas C Castellano Campaign Fund and you, in your official capacity 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. § 111.51(a)(2).

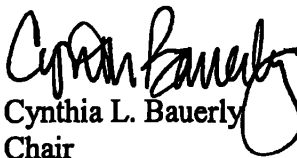
3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with 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.

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.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall 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.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

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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 \$550 for the 2010 Year-End 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 May 11, 2011. 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: Thomas C Castellano Campaign Fund

FEC ID#: C00475038

AF#: 2465

PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$550

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2011 MAY 26 P 4 10

Thomas C. Castellano
2705 W. Louisiana Av.
Tampa, Fl. 33614

May 9, 2010

Federal Election Commission
Washington, D. C. 20463

Attention: Cynthia L. Bauerly

Re: C00475038 Thomas C Castellano Campaign Fund
AF#: 2465

Dear Ms. Bauerly:

On August 25, 2010, the day after losing the Republican Primary, I shut down the campaign headquarters. At that time, Mark Garcia resigned as my Treasurer for the campaign. I was unaware that the final filings were not reported.

All correspondence from the FEC has been mailed to 2204 N. Armenia Av., Tampa, Fl. 33607. Since that office has been closed and vacant since August 25, 2010, the mail was delivered to 2206 1/2 N. Armenia. The receptionist held the mail until in passing, told me I had mail sitting on her desk.

Upon receiving this notice, I have since filed the "Termination Report" to Seth Kyle with the FEC.

Therefore, I sincerely request that the \$550.00 civil penalty be waived as I did not receive your notices in hand until the first week in May, 2011. I have also notified the tenant at 2206 1/2 N. Armenia Av. that all correspondence from you should be forwarded to me at my residence.

I will comply with all your requests promptly in the future.

Sincerely,


Thomas C. Castellano

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

May 26, 2011

Mark A. Garcia, as Treasurer
Thomas C Castellano Campaign Fund
2204 Armenia Ave.
Tampa, FL 33607

C00475038
AF# 2465

Dear Mr. Garcia:

On May 26, 2011, the Commission's Office of Administrative Review ("OAR") received your written response ("challenge") which is being reviewed by OAR. 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,

Abbie Chacena

For: Dayna C. Brown
Reviewing Officer
Office of Administrative Review

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FEC OFFICE OF
ADMIN REVIEW
2011 JUN -1 P 3 15z

Date: May 31, 2011

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

AF#: 2465

Committee Name: Thomas C Castellano Campaign Fund

Committee ID#: C00475038

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

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

Attachments:

Copy of RTB Circulation Report, dated March 30, 2011 and RTB Certification, dated April 4, 2011 (Y/N): N

Attachment #: N/A

Proof of Delivery (to be forwarded at later date if not yet received) (Y/N): Y

Attachment #: 1

Telecoms and Visitcoms in Response to RTB Letter (Y/N): Y

Attachment #: 2

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

-2010 Year End Report Prior Notice, dated December 27, 2010.

-Non-Filer Letter, dated February 16, 2011.

-RTB Letter, dated April 4, 2011.

Attachment #: 3

Other RAD Information: (Y/N): N

Attachment#: N/A

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Delivery Notification

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number: 1Z WF5 860 A2 9073 828 7
Reference Number(s): RAD, 2465
Service: NEXT DAY AIR
Special Instructions: ADULT SIGNATURE REQUIRED
Shipped/Billed On: 04/01/2011
Delivered On: 04/05/2011 9:57 A.M.
Delivered To: 2204 N ARMENIA AVE
 TAMPA, FL, US 33607

Signed By: ORTEGA
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Location: OFFICE

Thank you for giving us this opportunity to serve you.

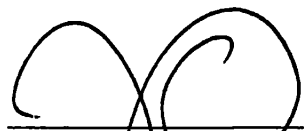
Sincerely,
UPS

Tracking results provided by UPS: 04/08/2011 11:26 A.M. ET

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DECLARATION OF JODI WINSHIP

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 Thomas C Castellano Campaign Fund:
 - A) Prior Notice, dated December 27, 2010 referencing the 2010 Year End Report (sent via electronic mail to: tommy@castellanoformcongress.com);
 - B) Non-Filer Notice, dated February 16, 2011, referencing the 2010 Year End Report;
 - C) Reason-to-Believe Letter, dated April 4, 2011, referencing the 2010 Year End Report.
3. I hereby certify that I have searched the Commission's public records and find that Thomas C Castellano Campaign Fund filed an Amended 2010 October Quarterly Report covering 2010 Year End dates of service with the Commission on May 6, 2011.
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 31st day of May, 2011.



Jodi Winship
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



**YEAR-END
REPORT NOTICE**

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

December 27, 2010

CURRENT REPORT DUE

I. 2010 GENERAL ELECTION CANDIDATES

REPORT	REPORTING PERIOD¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	11/23/10 - 12/31/10	01/31/11	01/31/11

II. UNSUCCESSFUL 2010 PRIMARY ELECTION CAMPAIGN COMMITTEES AND CANDIDATES NOT ACTIVE IN 2010 ELECTIONS

REPORT	REPORTING PERIOD¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	10/01/10 - 12/31/10	01/31/11	01/31/11

NOTE FOR COMMITTEES NOT REQUIRED TO FILE A POST-GENERAL ELECTION REPORT CHART II (see above)

For candidates who ran in 2010 but did not participate in the general election, the reporting period for the Year-End Report spans two election cycles. For this report only, committees should instead use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8). Committees should not use the normal Detailed Summary Page.

[Click here for Supplemental Filing Information](#)

[See Page 2 for 2011 Reporting Schedule](#)

¹A 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.

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REPORTING SCHEDULE FOR 2011

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
April Quarterly	03/31/11	04/15/11	04/15/11
July Quarterly	06/30/11	07/15/11	07/15/11
October Quarterly	09/30/11	10/15/11	10/15/11 ²
Year-End	12/31/11	01/31/12	01/31/12

[Click here for Supplemental Filing Information](#)

¹A 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.

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 close of business on the last business day before the deadline.

2010 SUPPLEMENTAL FILING INFORMATION CONGRESSIONAL COMMITTEES

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 candidates ¹ (including unopposed candidates and candidates whose names do not appear on the ballot) must file a Year-End Report on January 31, 2011. ²

Campaigns that raise or spend more than \$5,000 for the 2010 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2010, 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. See 11 CFR 104.5(a)(2).

Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. 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 by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e).

- Web Page: Electronic Filing Page
- Campaign Guide for Congressional Candidates and Committees (Candidate Guide), pp. 82-84 [PDF]

Paper Filing - Meeting the Filing Deadline

Paper Report filing options -- Registered, Certified or Overnight or First Class Mail. See 11 CFR 104.5(e).

- Web Page: Link to Paper Forms (for downloading and printing)
- Candidate Guide, p. 81 [PDF]

¹ Generally, 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 or expenditures. If the campaign has not crossed the \$5,000 threshold, it is not required to file reports. See 11 CFR 100.3(a).

² If a candidate has more than one authorized committee, the principal campaign committee must also file a consolidated report on Form 3Z [PDF].

COMPLIANCE

Treasurer Responsibility

Committee Treasurers 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. See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings [PDF]
- Candidate Guide, p. 7 [PDF]

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 \$17,600 (or more for repeat late- and non-filers).³

See 11 CFR 111.30.

- Web Page: Administrative Fine Program
- Candidate Guide, pp. 81-82 [PDF]

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Campaign committees must file FEC Form 3L [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,000 during the applicable reporting period (see page 1 of this notice).

See 11 CFR 104.22 and 110.17(e).

- The Record: March 2009 issue [PDF]

2010 REPORTING SCHEDULE

- Web Page: 2010 Reporting Dates Page
- The Record: January 2010 issue [PDF]
- Candidate Guide, p. 79 [PDF]

IMPORTANT FILING INFORMATION - PAPER FILERS

In response to the 2001 anthrax threat, the U.S. Postal Service is irradiating mail directed to many federal agencies, including the FEC and the Secretary of the Senate.⁴ 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 or delivery service, and hand delivery.

³ Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$17,600, even for first-time violations.

⁴ Senate 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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 16, 2011

RQ-7

MARK A GARCIA, TREASURER
THOMAS C CASTELLANO CAMPAIGN FUND
2204 N ARMENIA AV
TAMPA, FL 33607

IDENTIFICATION NUMBER: C00475038

REFERENCE: YEAR-END REPORT 10/1/2010 - 12/31/2010

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C. 20463 FOR HOUSE CANDIDATES, OR THE SECRETARY OF THE SENATE, 232 HART SENATE OFFICE BUILDING, WASHINGTON, D.C. 20510 (MAILING ADDRESS: OFFICE OF PUBLIC RECORDS, P.O. BOX 2517, ALEXANDRIA, VA 22301), FOR SENATE CANDIDATES. PLEASE NOTE THAT ELECTRONIC FILERS MUST SUBMIT THEIR REPORTS ELECTRONICALLY, AS PER 11 CFR §104.18. A COPY OF THE REPORT MUST ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER UNLESS THE STATE IS EXEMPT FROM THE FEDERAL REQUIREMENT TO RECEIVE AND MAINTAIN PAPER COPIES. YOU CAN VERIFY THE COMMISSION'S RECEIPT OF ANY DOCUMENTS SUBMITTED BY YOUR COMMITTEE ON THE FEC WEBSITE AT WWW.FEC.GOV.

THE FAILURE TO TIMELY FILE THIS REPORT MAY RESULT IN CIVIL MONEY PENALTIES, AN AUDIT OR LEGAL ENFORCEMENT ACTION. THE CIVIL MONEY PENALTY CALCULATION FOR LATE REPORTS DOES NOT INCLUDE A GRACE PERIOD AND BEGINS ON THE DAY FOLLOWING THE DUE DATE FOR THE REPORT. DUE TO HEIGHTENED SECURITY SCREENING MEASURES, DELIVERY OF MAIL BY THE US POSTAL SERVICE MAY BE DELAYED. THE COMMISSION RECOMMENDS THAT YOU SUBMIT YOUR REPORT VIA OVERNIGHT DELIVERY OR COURIER SERVICE.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT HARI RICHERALL AT OUR TOLL FREE NUMBER (800)424-9530. OUR DIRECT LOCAL NUMBER IS (202)694-1130.

SINCERELY,

Debbie Chacona

DEBBIE CHACONA
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION (RAD)

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62995/505071



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SECRET

2011 JUL 30 P 1: 26

SENSITIVE

June 30, 2011

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Acting Staff Director

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DCB*
Reviewing Officer
Office of Administrative Review

Subject: Reviewing Officer Recommendation in AF# 2465 – Thomas C. Castellano
Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer
(C00475038)

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

11092661677



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 30, 2011

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

AF# 2465 – Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer (C00475038)

Summary of Recommendation

Make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess no civil money penalty.

Reason-to-Believe Background

On April 1, 2011, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2010 Year End Report and made a preliminary determination that the civil money penalty was \$550 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on April 4, 2011 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a report for the quarter ending December 31 no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(2)(A)(iii) and 11 C.F.R. § 104.5(a)(1)(i). Year End Reports sent by certified or registered mail, Priority or Express Mail with delivery confirmation, or by an overnight delivery service with an on-line tracking system and scheduled for next business day delivery must be postmarked or deposited with the mailing service no later than January 31 to be timely filed. Reports sent by first class mail must be received by the close of business on the filing date to be timely filed. 2 U.S.C. § 434(a)(5), and 11 C.F.R. §§ 100.19(b) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Respondents' Challenge

On May 26, 2011, the Commission received the written response ("challenge") from the Candidate, Thomas C. Castellano, who requests that the penalty be waived because he did not receive the Commission's notice in hand until the first week of May 2011. The Candidate explains that he shut down the campaign headquarters on August 25, 2010 after losing the primary and the Committee's Treasurer also resigned at this time, so he was unaware the final filing was not reported. He notes that correspondence from the Commission was being sent to an office that has been closed and vacant since he shutdown the campaign on August 25, and though the mail was being delivered to a secondary address, the receptionist held it. Once she informed him, in passing, that he had mail, he filed a Termination Report.

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Included with the challenge is a copy of the RTB letter.

Analysis

Although the challenge contends that the Candidate shutdown the campaign and the Treasurer resigned following the Candidate's primary loss, because they did not file a Termination Report on or before January 31, 2011, indicating that the Committee will no longer receive contributions or make disbursements, that there are no outstanding debts or obligations and the purpose for which any residual funds will be used, they were required to file the Year End Report. 11 C.F.R. § 102.3 and 2 U.S.C. § 433(d).

While the Candidate states that he was unaware a final report was not filed, Commission records indicate the respondents were notified of their requirement to file the Year End Report and the report's due date on December 27, 2010, when the Commission sent the Report Notice for the 2010 Year End Report to "TOMMY@CASTELLANOFORCONGRESS2010.COM," the email address listed on their Statement of Organization. Additionally, a non-filer letter dated February 16, 2011, was mailed to the respondents' address of record.

The challenge indicates that the address of record was vacant as of August 25, however, it is the responsibility of the Committee to report any change or correction to the information disclosed on the Statement of Organization, including the Committee's Treasurer and address, no later than ten (10) days after the date of change by filing an Amended Statement of Organization. 11 C.F.R. § 102.2(a)(2). The address disclosed on the Committee's Statement of Organization is considered their address of record and used for mailing correspondence from the Commission. Additionally, the Treasurer is responsible for timely filing of reports. To date, the Committee's Statement of Organization has not been amended and continues to disclose Mark A. Gareia as Treasurer and the closed campaign headquarters as its address of record.

Under the administrative fine regulations, one of the criteria used to calculate the civil money penalty is the level of activity. 11 C.F.R. § 111.43(d). At the time of the RTB finding for the 2010 Year End Report, the Commission had not received the respondents' report; therefore, an estimated level of activity (\$20,503) was used to calculate the RTB civil money penalty. 11 C.F.R. § 111.43(d)(2)(i). On May 6, 2011, the respondents filed an Amended October Quarterly Report covering the period from August 5, 2010 through March 31, 2011 and encompassing the October 1 through December 31, 2010 coverage dates. The report disclosed no receipts and no disbursements for the Year End reporting period, resulting in a level of activity of \$0 for the reporting period. Since the level of activity is \$0 and the schedule of civil money penalties at 11 C.F.R. § 111.43(a) only provides for civil money penalties if the level of activity is \$1.00 or more, no civil money penalty should be assessed against the respondents.

Their challenge fails to address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess no civil money penalty.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2465 involving the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2465 that the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and, based on the actual level of activity disclosed for the period (\$0), assess no civil money penalty (reduced from the RTB civil money penalty of \$550); and
- (3) Send the appropriate letter.

Reviewing Officer: Dayna C. Brown

Attachments

Attachment 1 – Challenge Received from Respondents

Attachment 2 – Declaration from RAD and Telecoms Provided with the Declaration

Attachment 3 – Declaration from OAR

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FEC OFFICE OF
ADMIN REVIEW

2011 MAY 26 P 4:10

Thomas C. Castellano
2705 W. Louisiana Av.
Tampa, Fl. 33614

May 9, 2010

Federal Election Commission
Washington, D. C. 20463

Attention: Cynthia L. Bauerly

Re: C00475038 Thomas C Castellano Campaign Fund
AF#: 2465

Dear Ms. Bauerly:

On August 25, 2010, the day after losing the Republican Primary, I shut down the campaign headquarters. At that time, Mark Garcia resigned as my Treasurer for the campaign. I was unaware that the final filings were not reported.

All correspondence from the FEC has been mailed to 2204 N. Armenia Av., Tampa, Fl. 33607. Since that office has been closed and vacant since August 25, 2010, the mail was delivered to 2206 1/2 N. Armenia. The receptionist held the mail until in passing, told me I had mail sitting on her desk.

Upon receiving this notice, I have since filed the "Termination Report" to Seth Kyle with the FEC.

Therefore, I sincerely request that the \$550.00 civil penalty be waived as I did not receive your notices in hand until the first week in May, 2011. I have also notified the tenant at 2206 1/2 N. Armenia Av. that all correspondence from you should be forwarded to me at my residence.

I will comply with all your requests promptly in the future.

Sincerely,


Thomas C. Castellano

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 2011

Murk A. Garcia, in official capacity as Treasurer
Thomas C Castellano Campaign Fund
2204 N Armenia Ave.
Tampa, FL 33607

CO0475038
AF#: 2465

Dear Mr. Garcia:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, was due no later than January 31, 2011. 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 permits 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 April 1, 2011, the FEC found that there is reason to believe ("RTB") that Thomas C Castellano Campaign Fund and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. 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 \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-1146. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$20,503
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that comments be submitted in the form of affidavits or declaration. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) ~~_____~~

§ 111.35(b). 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. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "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 U.S. 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.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Thomas C Castellano Campaign Fund and you, in your official capacity 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. § 111.51(a)(2).

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3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed return form, along with 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.

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.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickens 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.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

11092661684

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 \$550 for the 2010 Year-End 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 May 11, 2011. 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: Thomas C Castellano Campaign Fund

FEC ID#: C00475038

AF#: 2465


PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$550

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DECLARATION OF JODI WINSHIP

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 Thomas C Castellano Campaign Fund:
 - A) Prior Notice, dated December 27, 2010 referencing the 2010 Year End Report (sent via electronic mail to: tommy@castellanoformcongress.com);
 - B) Non-Filer Notice, dated February 16, 2011, referencing the 2010 Year End Report;
 - C) Reason-to-Believe Letter, dated April 4, 2011, referencing the 2010 Year End Report.
3. I hereby certify that I have searched the Commission's public records and find that Thomas C Castellano Campaign Fund filed an Amended 2010 October Quarterly Report covering 2010 Year End dates of service with the Commission on May 6, 2011.
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 31st day of May, 2011.



Jodi Winship
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

11092661686



YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

December 27, 2010

CURRENT REPORT DUE

I. 2010 GENERAL ELECTION CANDIDATES

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	11/23/10 - 12/31/10	01/31/11	01/31/11

II. UNSUCCESSFUL 2010 PRIMARY ELECTION CAMPAIGN COMMITTEES AND CANDIDATES NOT ACTIVE IN 2010 ELECTIONS

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	10/01/10 - 12/31/10	01/31/11	01/31/11

NOTE FOR COMMITTEES NOT REQUIRED TO FILE A POST-GENERAL ELECTION REPORT CHART II (see above)

For candidates who ran in 2010 but did not participate in the general election, the reporting period for the Year-End Report spans two election cycles. For this report only, committees should instead use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8). Committees should not use the normal Detailed Summary Page.

[Click here for Supplemental Filing Information](#)

[See Page 2 for 2011 Reporting Schedule](#)

¹A 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.

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REPORTING SCHEDULE FOR 2011

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
April Quarterly	03/31/11	04/15/11	04/15/11
July Quarterly	06/30/11	07/15/11	07/15/11
October Quarterly	09/30/11	10/15/11	10/15/11 ²
Year-End	12/31/11	01/31/12	01/31/12

[Click here for Supplemental Filing Information](#)

¹A 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.

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 close of business on the last business day before the deadline.

2010 SUPPLEMENTAL FILING INFORMATION CONGRESSIONAL COMMITTEES

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 candidates ¹ (including unopposed candidates and candidates whose names do not appear on the ballot) must file a Year-End Report on January 31, 2011. ²

Campaigns that raise or spend more than \$5,000 for the 2010 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2010, 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. See 11 CFR 104.5(a)(2).

Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. 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 by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e).

- Web Page: Electronic Filing Page
- Campaign Guide for Congressional Candidates and Committees (Candidate Guide), pp. 82-84 [PDF]

Paper Filing - Meeting the Filing Deadline

Paper Report filing options -- Registered, Certified or Overnight or First Class Mail.
See 11 CFR 104.5(e).

- Web Page: Link to Paper Forms (for downloading and printing)
- Candidate Guide, p. 81 [PDF]

¹ Generally, 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 or expenditures. If the campaign has not crossed the \$5,000 threshold, it is not required to file reports. See 11 CFR 100.3(a).

² If a candidate has more than one authorized committee, the principal campaign committee must also file a consolidated report on Form 3Z [PDF].

COMPLIANCE

Treasurer Responsibility

Committee Treasurers 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.

See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings [PDF]
- Candidate Guide, p. 7 [PDF]

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 \$17,600 (or more for repeat late- and non-filers).³

See 11 CFR 111.30.

- Web Page: Administrative Fine Program
- Candidate Guide, pp. 81-82 [PDF]

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Campaign committees must file FEC Form 3L [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,000 during the applicable reporting period (see page 1 of this notice).

See 11 CFR 104.22 and 110.17(e).

- The Record: March 2009 issue [PDF]

2010 REPORTING SCHEDULE

- Web Page: 2010 Reporting Dates Page
- The Record: January 2010 issue [PDF]
- Candidate Guide, p. 79 [PDF]

IMPORTANT FILING INFORMATION - PAPER FILERS

In response to the 2001 anthrax threat, the U.S. Postal Service is irradiating mail directed to many federal agencies, including the FEC and the Secretary of the Senate.⁴ 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 or delivery service, and hand delivery.

³ Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$17,600, even for first-time violations.

⁴ Senate 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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 16, 2011

RQ-7

MARK A GARCIA, TREASURER
THOMAS C CASTELLANO CAMPAIGN FUND
2304 N ARMENIA AV
TAMPA, FL 33607

IDENTIFICATION NUMBER: C00475038

REFERENCE: YEAR-END REPORT 10/1/2010 - 12/31/2010

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C. 20463 FOR HOUSE CANDIDATES, OR THE SECRETARY OF THE SENATE, 232 HART SENATE OFFICE BUILDING, WASHINGTON, D.C. 20510 (MAILING ADDRESS: OFFICE OF PUBLIC RECORDS, P.O. BOX 2517, ALEXANDRIA, VA 22301), FOR SENATE CANDIDATES. PLEASE NOTE THAT ELECTRONIC FILERS MUST SUBMIT THEIR RECORDS ELECTRONICALLY, AS PER 11 CFR §104.18. A COPY OF THE REPORT MUST ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER UNLESS THE STATE IS EXEMPT FROM THE FEDERAL REQUIREMENT TO RECEIVE AND MAINTAIN PAPER COPIES. YOU CAN VERIFY THE COMMISSION'S RECEIPT OF ANY DOCUMENTS SUBMITTED BY YOUR COMMITTEE ON THE FEC WEBSITE AT WWW.FEC.GOV.

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IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT KERRI WICKERELL AT OUR TOLL FREE NUMBER (800)424-9530. OUR DIRECT LOCAL NUMBER IS (202)694-1130.

SINCERELY,

Debbie Chacona

DEBBIE CHACONA
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION (RAD)

11092553681



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 2011

Mark A. Garcia, in official capacity as Treasurer
Thomas C Castellano Campaign Fund
2204 N Armenia Ave.
Tampa, FL 33607

C00475038
AF#: 2465

Dear Mr. Garcia:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, was due no later than January 31, 2011. 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 permits 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 April 1, 2011, the FEC found that there is reason to believe ("RTB") that Thomas C Castellano Campaign Fund and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. 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 \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-11.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$20,503
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

11092661692

NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and 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. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) 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. 11 C.F.R. § 111.35(b). 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. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "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 U.S. 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.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Thomas C Castellano Campaign Fund and you, in your official capacity 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. § 111.51(a)(2).

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3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with 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.

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.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Piekerall 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.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

11092661694

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 \$550 for the 2010 Year-End 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 May 11, 2011. 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: Thomas C Castellano Campaign Fund

FEC ID#: C00475038

AF#: 2465

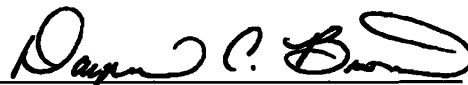
PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$550

11092661695

DECLARATION OF DAYNA C. BROWN

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2010 Year End Report is due January 31, 2011. If the report is sent by certified or registered mail, Priority or Express Mail with delivery confirmation, or by overnight delivery service with an on-line tracking system and scheduled for next business day delivery, it must be postmarked, or delivered to the service, by the close of business on January 31 to be timely filed. If sent by first class mail, it must be received by January 31 to be timely filed.
3. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to administrative fine regulations, including due dates of reports and filing requirements.
4. 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 Statement of Organization filed by Towne for Congress and Mark A. Garcia, in his official capacity as Treasurer. According to the Commission's records, the document is dated October 4, 2010 and was received October 5, 2010. The Statement lists the Committee's address of record as 2204 N. Armenia Av., Tampa, FL 33607, "TOMMY@CASTELLANOFORCONGRESS.COM" as the Committee's email address, and Line 8 lists Mark A. Garcia as the Committee's Treasurer; and
 - (b) The 16 Page Amended October Quarterly Report, including the Envelope Replacement Page, filed via Express Mail by Thomas C. Castellano for Congress. According to the Commission's records, the report covers the period from August 5, 2010 through March 31, 2011, was sent May 6, 2011, and received May 9, 2011. The report discloses no activity during the October 1 through December 31, 2010 Year End reporting period.
5. 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 30th of June, 2011.



Dayna C. Brown
Reviewing Officer
Office of Administrative Review
Federal Election Commission

11092661696

RECEIVED

2010 OCT -5 AM 11:46
FEC MAIL CENTER

FEC
FORM 1

STATEMENT OF
ORGANIZATION

Office Use Only

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

T. THOMAS G. CASTELLANO CAMPAIGN FUND

ADDRESS (number and street) 2204 N ARMENIA AV.

(Check if address is changed)

TAMPA, FL 33607

CITY

STATE

ZIP CODE

COMMITTEE'S E-MAIL ADDRESS (Please provide only one e-mail address)

(Check if address is changed)

TOMMY@CASTELLANOFORCONGRESS.COM

COMMITTEE'S WEB PAGE ADDRESS (URL)

(Check if address is changed)

WWW.CASTELLANOFORCONGRESS.COM


2. DATE 01' 01' 2010

3. FEC IDENTIFICATION NUMBER C272082611 ORC00475038

4. IS THIS STATEMENT NEW (N) OR 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 MARK A. GARSA

Signature of Treasurer  Date 10' 04' 2010

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

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 02/2009)

11092661697

10030432193

Write or Type Committee Name

6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor

[Empty grid lines for organization name]

Mailing Address

[Empty grid lines for mailing address]

CITY

STATE

ZIP CODE

Relationship: Connected Organization Affiliated Committee Joint Fundraising Representative Leadership PAC Sponsor

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

CAROL JEAN CASTELLANO

Mailing Address

12705 W. Louisiana Ave

TAMPA

FL

33614

Title or Position

CITY

STATE

ZIP CODE

SECRETARY

Telephone number 813-1877-1699

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

MARK A. GARCIA

Mailing Address

2204 N. Armenia Ave

Tampa

FL

33607

Title or Position

CITY

STATE

ZIP CODE

Treasurer

Telephone number 813-378-5212

11092661698
10030432195

SUMMARY PAGE
of Receipts and Disbursements

Write or Type Committee Name

Thomas C. Castellano FOR Congress

RECEIVED

Report Covering the Period:

From:

08' 05' 2010

2011 MAY -9 AM 10:24
To: FEDERAL MAIL CENTER 2011

11092661699
11030603441

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))	2,154.11	26,453.86
(b) Total Contribution Refunds (from: Line 20(d))
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))	2,154.11	26,453.86
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	4,019.48	34,635.98
(b) Total Offsets to Operating Expenditures (from Line 14)
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	4,019.48	34,635.98
8. Cash on Hand at Close of Reporting Period (from Line 27)	0	
9. Debts and Obligations Owed TO the Committee (itemize all on Schedule C and/or Schedule D)		
10. Debts and Obligations Owed BY the Committee (itemize all on Schedule C and/or Schedule D)		

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE
RECEIVED of Receipts

FEC Form 3 (Revised 12/2003)

Page 3

Write or Type Committee Name

THOMAS C. CASTELLANO ^{281 MAY -9 AM 10:26} **FOR CONGRESS**
 FEC MAIL CENTER

Report Covering the Period:

From: 08 ' 05 ' 2010

To: 03 ' 31 ' 2011

11092661700
 11030683442

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A).....	2,154.11	1,7363.82
(ii) Unitemized INKIND	8,890.04
(iii) TOTAL of contributions from individuals..... ▶	2,154.11	.
(b) Political Party Committees.....	.	.
(c) Other Political Committees (such as PACs).....	.	.
(d) The Candidate.....	.	200.00
(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..	2,154.11	26,453.86
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES.....		
13. LOANS:		
(a) Made or Guaranteed by the Candidate.....	.	19,628.68
(b) All Other Loans.....	.	.
(c) TOTAL LOANS (add Lines 13(a) and (b)).....	.	19,628.68
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.).....		
15. OTHER RECEIPTS (Dividends, Interest, etc.).....		
16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶	2,154.11	46,082.54

**DETAILED SUMMARY PAGE
of Disbursements**

FEC Form 3 (Revised 02/2003)

Page 4

II. DISBURSEMENTS

**COLUMN A
Total This Period**

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

17. OPERATING EXPENDITURES.....	4,019.48	34,635.98
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	,	,
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate.....	,	,
(b) Of All Other Loans	,	,
(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b)).....	,	,
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	,	,
(b) Political Party Committees.....	,	,
(c) Other Political Committees (such as PACs).....	,	,
(d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c)).....	,	,
21. OTHER DISBURSEMENTS	,	11,253.56
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ▶	4,019.48	45,889.54

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	1,865.37
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	2,154.11
25. SUBTOTAL (add Line 23 and Line 24).....	4,019.48
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	4,019.48
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	,

11092661701

11030603443

FEC FORM 3Z (File with Form 3)

CONSOLIDATION REPORT OF RECEIPTS AND DISBURSEMENTS

(To Be Used By A Principal Campaign Committee)

RECEIVED

AM 10:25

FEC MAIL CENTER

Name of Principal Campaign Committee (In Full) THOMAS C. CASTELLANO FOR CONGRESS	Report Covering Period: From: 08' 05' 2011 To: 03' 31' 2011
--	---

Committee Name		(e) Line No. 11(a) Total Contributions From Indiv./Persons Other Than Political Committees	(b) Line No. 11(b) Total Contributions From Political Party Committees		
A		2154.11			
B	Column Total Last Page Only.....				
(c) Line No. 11(c) Total Contributions From Other Political Committees	(d) Line No. 11(d) Total Contributions From The Candidate	(e) Line No. 11(a) Total Contributions	(f) Line No. 12 Total Transfers From Other Authorized Committees	(g) Line No. 13(a) Total Loans Made or Guaranteed by the Candidate	(h) Line No. 13(b) Total All Other Loans
A		2154.11			
B	200.00			19628.68	
(i) Line No. 13(c) Total Loans	(j) Line No. 14 Total Offsets to Operating Expenditures	(k) Line No. 15 Total Other Receipts	(l) Line No. 18 Total Receipts	(m) Line No. 17 Total Operating Expenditures	(n) Line No. 18 Total Authorized Committees
A			2154.11	4019.48	
B	19628.68		46082.54	34635.98	
(o) Line No. 19(a) Total Loan Repayments of Loans Made or Guaranteed by The Can- didate	(p) Line No. 19(b) Total Loan Repayments of All Other Loans	(q) Line No. 19(c) Total Loan Repayments	(r) Line No. 20(a) Total Contribution Refunds to Individuals/Persons	(s) Line No. 20(b) Total Contribution Refunds to Political Party Committees	(t) Line No. 20(c) Total Contribution Refunds to Other Political Committees
A					
B					
(u) Line No. 20(d) Total Contribution Refunds	(v) Line No. 21 Total Other Disbursements	(w) Line No. 22 Total Disbursements	(x) Line No. 23 Cash on Hand Beginning of Reporting Period	(y) Line No. 27 Cash on Hand Close of Reporting Period	(z) Line No. 8 Debts & Obligations Owed TO the Committee
A		4019.48	1865.37	0	
B	11253.56	45889.54			
(aa) Line No. 10 Debts & Obligations Owed BY the Committee	(bb) Line No. 6(c) Net Contributions	(cc) Line No. 7(c) Net Operating Expenditures			
A	2154.11	4019.48			
B	26453.86	34635.98			

11092661702
11030603444

SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS RECEIVED
 9 AM 10:24
 20111111

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)		PAGE 1 OF 5	
	<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 11d
	<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
	<input type="checkbox"/> 15			

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
THOMAS C. CASTELLANO FOR CONGRESS

A. Full Name (Last, First, Middle Initial)
RITTERBUSCH BARBARA L.

Mailing Address
527 LUZON AV.

City State Zip Code
TAMPA FL 33606

FEC ID number of contributing federal political committee.
C

Name of Employer Occupation
Retired

Receipt For: Election Cycle-to-Date
 Primary General
 Other (specify) **08-05-2010/03-31-2011**

Date of Receipt
08-05-2010

Amount of Each Receipt this Period
\$100.00

B. Full Name (Last, First, Middle Initial)
RYAN FRANCIS CURRY

Mailing Address
4315 W. GRANADA ST.

City State Zip Code
TAMPA FL 33629

FEC ID number of contributing federal political committee.
C

Name of Employer Occupation
ST. JOSEPH HOSPITAL Registered Nurse

Receipt For: Election Cycle-to-Date
 Primary General
 Other (specify) **08-05-2010/03-31-2011**

Date of Receipt
08-05-2010

Amount of Each Receipt this Period
100.00

C. Full Name (Last, First, Middle Initial)
ITSDALE THOMAS

Mailing Address
4601 PRICE AV.

City State Zip Code
TAMPA FL 33611

FEC ID number of contributing federal political committee.
C

Name of Employer Occupation
Retired

Receipt For: Election Cycle-to-Date
 Primary General
 Other (specify) **08-05-2010-03-31-2011**

Date of Receipt
08-05-2010

Amount of Each Receipt this Period
30.00

SUBTOTAL of Receipts This Page (optional).....
\$ 230.00

TOTAL This Period (last page this line number only).....
A 2,154.11

11092661703
 11030603445

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER: PAGE 2 OF 5

(check only one)

11a 11b 11u 11d
 12 13a 13b 14 15

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

THOMAS C. CASTELLANO FOR CONGRESS

Full Name (Last, First, Middle Initial)

A. **BUTLER SYLVIA**

Mailing Address

MARLIN AV.

City

TAMPA

State

FL

Zip Code

Date of Receipt

08' 05' 2010

FEC ID number of contributing federal political committee.

C

Amount of Each Receipt this Period

9.11

Name of Employer

STEARNS & WEAVER

Occupation

LEGAL SECRETARY

Receipt For:

Primary General
 Other (specify)

Election Cycle-to-Date

08/05/2010/03/31-2011

Full Name (Last, First, Middle Initial)

B. **CALDEVILLA RICHARD S.**

Mailing Address

1721 N. HOWARD AV.

City

TAMPA

State

FL

Zip Code

33607

Date of Receipt

08' 05' 2010

FEC ID number of contributing federal political committee.

C

Amount of Each Receipt this Period

500.00

Name of Employer

CALDECO A/C SERVICES

Occupation

A/C CONTRACTOR

Receipt For:

Primary General
 Other (specify)

Election Cycle-to-Date

08-05-2010/03-31-2011

Full Name (Last, First, Middle Initial)

C. **CASTELLANO NELSON D.**

Mailing Address

4935 W. BAYWAY DR

City

TAMPA

State

FL

Zip Code

33629

Date of Receipt

08' 05' 2010

FEC ID number of contributing federal political committee.

C

Amount of Each Receipt this Period

100.00

Name of Employer

SELF

Occupation

DENTIST

Receipt For:

Primary General
 Other (specify)

Election Cycle-to-Date

08-05-2010/03-31-2011

SUBTOTAL of Receipts This Page (optional)

609.11

TOTAL This Period (last page this line number only)

11092661704

11030603446

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page

FOR LINE NUMBER: (check only one)

PAGE 3 OF 5

<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 11d
<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
<input type="checkbox"/> 15			

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
THOMAS C. CASTELLANO FOR CONGRESS

A. Full Name (Last, First, Middle Initial)
YTURRIAGA STEVE

Mailing Address
P.O. Box 5236

City
Tampa State
FL Zip Code

FEC ID number of contributing federal political committee.
C

Name of Employer
YBOR Realty Group Occupation
Realtor

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
08-05-2010 / 03/31-2011

Date of Receipt
08/06/2010

Amount of Each Receipt this Period
\$50.00

B. Full Name (Last, First, Middle Initial)
CACCIATORE JOSEPH A.

Mailing Address
4301 BERKLEY DR.

City
Tampa State
FL Zip Code
33610

FEC ID number of contributing federal political committee.
C

Name of Employer
Retired Occupation

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
08/05-2010 / 03-31-2011

Date of Receipt
08/06/2010

Amount of Each Receipt this Period
\$15.00

C. Full Name (Last, First, Middle Initial)
RUAS ERNESTO J.

Mailing Address
603 S. BOWLEARD

City
Tampa State
FL Zip Code
33606

FEC ID number of contributing federal political committee.
C

Name of Employer
SELF Occupation
PLASTIC Surgeon

Receipt For:
 Primary General
 Other (specify)

Election Cycle-to-Date
08/05/2010 - 03/31/2011

Date of Receipt
08/10/2010

Amount of Each Receipt this Period
\$100.00

SUBTOTAL of Receipts This Page (optional) **165.00**

TOTAL This Period (last page this line number only)

11002661705
11030603447

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER: PAGE 4 OF 5
(check only one)
 11a 11b 11c 11d
 12 13a 13b 14 15

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
THOMAS C. CASTELLANO FOR CONGRESS

A. FEDERSPIEL RONALD F.
 Full Name (Last, First, Middle Initial)
 Mailing Address
5212 E. 131 ST AV.
 City **TAMPA, FL.** State **FL.** Zip Code **33617**
 Date of Receipt **08/11/2010**
 Amount of Each Receipt this Period **150.00**
 FEC ID number of contributing federal political committee. **C**
 Name of Employer **UNIVERSITY OF SO. FL.** Occupation **PROFESSOR**
 Receipt For: Primary General Other (specify)
 Election Cycle-to-Date **08/05/2010 - 11/30/2011**

B. CAPITANO JOSEPH
 Full Name (Last, First, Middle Initial)
 Mailing Address
2400 W. LYKES AV
 City **TAMPA** State **FL** Zip Code **33609**
 Date of Receipt **08/17/2010**
 Amount of Each Receipt this Period **200.00**
 FEC ID number of contributing federal political committee. **C**
 Name of Employer **RADIANT OIL** Occupation **CEO**
 Receipt For: Primary General Other (specify)
 Election Cycle-to-Date **08/05/2010 - 03/31/2011**

C. GARCIA MARIO
 Full Name (Last, First, Middle Initial)
 Mailing Address
2401 BAYSHORE BLVD #203
 City **TAMPA** State **FL** Zip Code **33629**
 Date of Receipt **08/23/2010**
 Amount of Each Receipt this Period **41.00.00**
 FEC ID number of contributing federal political committee. **C**
 Name of Employer **RETIRED** Occupation
 Receipt For: Primary General Other (specify)
 Election Cycle-to-Date **08/05/2010 - 03/31/2011**

SUBTOTAL of Receipts This Page (optional) **450.00**
 TOTAL This Period (last page this line number only)

11092661706
11030603448

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)		PAGE 5 OF 5	
	<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 11i
	<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
				<input type="checkbox"/> 15

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)
THOMAS C. CASTELLANO FOR CONGRESS

Full Name (Last, First, Middle Initial) A. LOPEZ STELLA G.		Date of Receipt 08/23/2010
Mailing Address 20070 GULF BLVD #1		Amount of Each Receipt this Period 150.00
City INDIAN SHORES	State Zip Code FL 33785	
FEC ID number of contributing federal political committee. C		
Name of Employer Retired	Occupation	
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Election Cycle-to-Date 08-05-2010/03-31-2011	

Full Name (Last, First, Middle Initial) B. BRACKEN, KAREN		Date of Receipt 8/16/2010
Mailing Address 1802 AVALON LN.		Amount of Each Receipt this Period 100.00
City TAMPA	State Zip Code FL 33647	
FEC ID number of contributing federal political committee. C		
Name of Employer Retired	Occupation	
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Election Cycle-to-Date 08/05-2010/03-31-2011	

Full Name (Last, First, Middle Initial) C. PEREZ RAYMOND		Date of Receipt 8/16/2010
Mailing Address 2711 45TH WAY NORTH		Amount of Each Receipt this Period 450.00
City ST. PETERSBURG	State Zip Code FL 33713	
FEC ID number of contributing federal political committee. C		
Name of Employer Retired Military	Occupation	
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Election Cycle-to-Date 08/05/2010 - 03-31-2011	

SUBTOTAL of Receipts This Page (optional)	\$ 700.00
TOTAL This Period (last page this line number only)	\$ 2,154.11

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11030603449

SCHEDULE B (FEC Form 3) ITEMIZED DISBURSEMENTS

RECEIVED
MAY -9 AM 10:23

FOR LINE NUMBER: (check only one)
 17
 18
 19a
 19b
 20a
 20b
 20c
 21

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NAME OF COMMITTEE (in Full)
Thomas C. Castellano For Congress

A. FUENTE VIENNA
 Full Name (Last, First, Middle Initial)
 Mailing Address
 City State Zip Code
 Purpose of Disbursement
 Candidate Name: **THOMAS C. CASTELLANO**
 Office Sought: House Senate President
 Disbursement For: Primary General Other (specify)
 State: **FL** District:
 Date of Disbursement: **08' 05' 2010**
 Amount of Each Disbursement this Period: **, 208.12**

B. SIGNS USA
 Full Name (Last, First, Middle Initial)
 Mailing Address
 City State Zip Code
 Purpose of Disbursement
 Candidate Name: **THOMAS C. CASTELLANO**
 Office Sought: House Senate President
 Disbursement For: Primary General Other (specify)
 State: **FL** District:
 Date of Disbursement: **08' 05' 2010**
 Amount of Each Disbursement this Period: **, 14.95**

C. SANDY SANBIFORD
 Full Name (Last, First, Middle Initial)
 Mailing Address
 City State Zip Code
 Purpose of Disbursement
 Candidate Name: **THOMAS C. CASTELLANO**
 Office Sought: House Senate President
 Disbursement For: Primary General Other (specify)
 State: **FL** District:
 Date of Disbursement: **08' 20' 2010**
 Amount of Each Disbursement this Period: **, 100.00**

SUBTOTAL of Disbursements This Page (optional) *** 323.07**
 TOTAL This Period (last page this line number only) *** 4019.48**

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11030603450

**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

PAGE 2 OF

17
20a 18
20b 19a
20c 19b
21

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Thomas C. Castellano for Congress

Full Name (Last, First, Middle Initial)

A. KRANJEK KRIS

Date of Disbursement

08' 10' 20' 10

Mailing Address

318 SCOTT CT

City

PALM HARBOR

State

FL

Zip Code

34684

Amount of Each Disbursement this Period

720.00

Purpose of Disbursement

INTERNET/COMMUNICATIONS

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State: FL

District:

Full Name (Last, First, Middle Initial)

B. SANDIFORD SANDY

Date of Disbursement

08' 13' 20' 10

Mailing Address

City

Tampa

State

FL

Zip Code

33

Amount of Each Disbursement this Period

100.00

Purpose of Disbursement

CAMPAIGN WORK

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State: FL

District:

Full Name (Last, First, Middle Initial)

C. MINUTEMAN Press

Date of Disbursement

08' 13' 20' 10

Mailing Address

4827 CENTRAL AV.

City

ST. PETE.

State

FL

Zip Code

33713

Amount of Each Disbursement this Period

267.50

Purpose of Disbursement

PRINTING

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State: FL

District:

SUBTOTAL of Disbursements This Page (optional)

1,087.50

TOTAL This Period (last page this line number only)

11092661709

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**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)			
	<input checked="" type="checkbox"/> 17 20a	<input type="checkbox"/> 18 20b	<input type="checkbox"/> 19a 20c	<input type="checkbox"/> 19b 21

PAGE 5 OF

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Full Name (Last, First, Middle Initial) A. LA GACETTA		Date of Disbursement 08' 26' 2010
Mailing Address PO BOX 5536		Amount of Each Disbursement this Period 21000
City TAMPA	State FL	
Zip Code 33675		
Purpose of Disbursement ADVERTISEMENT		
Candidate Name THOMAS C. CASTELLANO		Category/ Type
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State: FL	District:	

Full Name (Last, First, Middle Initial) B. NEW CITY SIGNS		Date of Disbursement 08' 13' 2010
Mailing Address 1732 28TH STREET NORTH		Amount of Each Disbursement this Period 829.25
City ST. PETE	State FL	
Zip Code 33713		
Purpose of Disbursement YARD SIGNS		
Candidate Name THOMAS C. CASTELLANO		Category/ Type
Office Sought: <input type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State: FL	District:	

Full Name (Last, First, Middle Initial) C. LA GACETTA		Date of Disbursement 08' 22' 2010
Mailing Address PO BOX 5536		Amount of Each Disbursement this Period 230.00
City TAMPA	State FL	
Zip Code 33675		
Purpose of Disbursement ADVERTISEMENT		
Candidate Name THOMAS C. CASTELLANO		Category/ Type
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State: FL	District:	

SUBTOTAL of Disbursements This Page (optional).....	1269.25
TOTAL This Period (last page this line number only).....	

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**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

PAGE **4** OF

17 18 19a 19b
 20a 20b 20c 21

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Full Name (Last, First, Middle Initial)

A. POSTMASTER

Date of Disbursement

08' 17' 2010

Mailing Address

West Tampa BRANCH

City

TPA

State

FL

Zip Code

33607

Amount of Each Disbursement this Period

168.00

Purpose of Disbursement

Postage.

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State:

FL

District:

Full Name (Last, First, Middle Initial)

B. STAPLES

Date of Disbursement

08' 20' 2010

Mailing Address

3702 W. SPRUCE ST.

City

TAMPA

State

FL

Zip Code

33607

Amount of Each Disbursement this Period

113.49

Purpose of Disbursement

OFFICE SUPPLIES

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State:

FL

District:

Full Name (Last, First, Middle Initial)

C. NEW CITY SIGNS

Date of Disbursement

08' 20' 2010

Mailing Address

1739 28TH STREET N.

City

ST. PETE

State

FL

Zip Code

33713

Amount of Each Disbursement this Period

829.25

Purpose of Disbursement

YARD SIGNS

Candidate Name

THOMAS C. CASTELLANO

Category/
Type

Office Sought:

House
 Senate
 President

Disbursement For:

Primary General
 Other (specify)

State:

FL

District:

SUBTOTAL of Disbursements This Page (optional).....

1,110.74

TOTAL This Period (last page this line number only).....

3,790.56

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**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER: (check only one)				PAGE 5 OF	
	<input checked="" type="checkbox"/> 17	<input type="checkbox"/> 18	<input type="checkbox"/> 19a	<input type="checkbox"/> 19b	<input type="checkbox"/> 20a	<input type="checkbox"/> 20b

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Full Name (Last, First, Middle Initial) A. KRANJEC K KRIS		Date of Disbursement 09' 10' 2010
Mailing Address		Amount of Each Disbursement this Period 228.92
City PALM HARBOR FL	State Zip Code FL 34684	
Purpose of Disbursement INTERNET COMMUNICATIONS		Category/Type
Candidate Name THOMAS C CASTELLANO		
Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State: FL	District:	

Full Name (Last, First, Middle Initial) B.		Date of Disbursement M M / D D / Y Y Y Y
Mailing Address		Amount of Each Disbursement this Period
City	State Zip Code	
Purpose of Disbursement		Category/Type
Candidate Name		
Office Sought: <input type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State:	District:	

Full Name (Last, First, Middle Initial) C.		Date of Disbursement M M / D D / Y Y Y Y
Mailing Address		Amount of Each Disbursement this Period
City	State Zip Code	
Purpose of Disbursement		Category/Type
Candidate Name		
Office Sought: <input type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President	Disbursement For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	
State:	District:	

SUBTOTAL of Disbursements This Page (optional)	: 228.92
TOTAL This Period (last page this line number only)	: 4019.48

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SCHEDULE C (FEC Form 3)
LOANS

Use separate schedule(s) for each category of the detailed Summary Page
 PAGE OF
 FOR LINE NUMBER: (check only one) 13a 13b

RECEIVED

2011 MAY -9

AM ID FOR 28 CONGRESS

NAME OF COMMITTEE (In Full)
Thomas C. Castellano

LOAN SOURCE Full Name (Last, First, Middle Initial)
Castellano Thomas C.

Election
 Primary
 General
 Other (specify) v

Mailing Address
2705 W. LOUISIANA AV.

City State ZIP Code
Tampa FL 33614

Original Amount of Loan Cumulative Payment To Date Balance Outstanding at Close of This Period
 , , , **19,628.68**

TERMS Date Incurred Date Due Interest Rate Secured:
 M / D / Y Y Y Y M / D / Y Y Y Y % (apr) Yes No

List All Endorsers or Guarantors (if any) to Loan Source


1. Full Name (Last, First, Middle Initial)	Name of Employer
Mailing Address	Occupation
City State ZIP Code	Amount Guaranteed Outstanding: , , .
2. Full Name (Last, First, Middle Initial)	Name of Employer
Mailing Address	Occupation
City State ZIP Code	Amount Guaranteed Outstanding: , , .
3. Full Name (Last, First, Middle Initial)	Name of Employer
Mailing Address	Occupation
City State ZIP Code	Amount Guaranteed Outstanding: , , .
4. Full Name (Last, First, Middle Initial)	Name of Employer
Mailing Address	Occupation
City State ZIP Code	Amount Guaranteed Outstanding: , , .

SUBTOTALS This Period This Page (optional)..... ▶ , , .
 TOTALS This Period (last page in this line only)..... ▶ , , .
 Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

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Federal Election Commission	
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS	
The FEC added this page to the end of this filing to indicate how it was received.	
<input type="checkbox"/> Hand Delivered	Date of Receipt
<input type="checkbox"/> USPS First Class Mail	Postmarked
<input type="checkbox"/> USPS Registered/Certified	Postmarked (R/C)
<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input checked="" type="checkbox"/> USPS Express Mail	Postmarked 5/6/11
<input type="checkbox"/> Postmark Eligible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
	Next Business Day Delivery <input type="checkbox"/>
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
 PREPARER	5/9/11 DATE PREPARED

(3/2005)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

July 6, 2011

Mark A. Garcia, in official capacity as Treasurer
Thomas C. Castellano Campaign Fund
2204 N Armenia Avenue
Tampa, FL 33607

C00475038
AF# 2465

Dear Mr. Garcia:

On April 1, 2011, the Federal Election Commission ("Commission") found reason to believe ("RTB") that the Thomas C. Castellano Campaign Fund and you, in your official capacity as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2010 Year End Report. The Commission also made a preliminary determination that the civil money penalty was \$550 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,

Dayna C. Brown
Reviewing Officer
Office of Administrative Review

Attachment
cc: Thomas C. Castellano, Candidate
2705 W. Louisiana Avenue
Tampa, FL 33614

11092661715



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2011 JUL 25 P 4 24

July 25, 2011

SENSITIVE

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Acting Staff Director

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DCB*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 2465 – Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer (C00475038)

On April 1, 2011, the Commission found reason to believe (“RTB”) that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2010 Year End Report. As a result, the Commission also made a preliminary determination that the civil money penalty was \$550 based on the schedule of penalties at 11 C.F.R. § 111.43.

On May 6, 2011, the respondents filed an Amended October Quarterly Report covering the period from August 5, 2010 through March 31, 2011 and encompassing the October 1 through December 31, 2010 coverage dates of the Year End. The report disclosed no receipts and no disbursements for the Year End reporting period. Since the report indicates that the Committee had no activity during Year End reporting period, and the schedule of penalties at 11 C.F.R. § 111.43(a) only provides for civil money penalties if the level of activity is \$1.00 or more, no civil money penalty would have been assessed had the Amended October Quarterly covering the Year End reporting period been filed prior to the RTB finding.

On May 26, 2011, the Commission received the respondents’ written response (“challenge”). After reviewing the challenge, the Reviewing Officer’s recommendation dated June 30, 2011 was forwarded to the Commission, a copy was sent to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(a) and based on the actual level of activity for the Year End reporting period (\$0), assess a civil money penalty of \$0 because they

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submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB or that they used best efforts to file on time. 11 C.F.R. § 111.35(b).

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# 2465 involving the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2465 that the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and, based on the actual level of activity disclosed for the period (\$0), assess no civil money penalty (reduced from the RTB civil money penalty of \$550); and
- (3) Send the appropriate letter.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation -) AF 2465
Thomas C. Castellano Campaign Fund)
and Mark A. Garcia, in his official)
capacity as Treasurer (C00475038))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 03, 2011, the Commission decided by a vote of 4-0 to take the following actions in AF 2465:

1. Adopt the Reviewing Officer recommendation for AF#2465 involving the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 2465 that the Thomas C. Castellano Campaign Fund and Mark A. Garcia, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and, based on the actual level of activity disclosed for the period (\$0), assess no civil money penalty (reduced from RTB civil money penalty of \$550).
3. Send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II and Weintraub voted affirmatively for the decision. Commissioners Petersen and Walther did not vote.

Attest:

August 4, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 5, 2011

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mark A. Garcia, in official capacity as Treasurer
Thomas C. Castellano Campaign Fund
2705 W Louisiana Avenue
Tampa, FL 33614

C00475038
AF# 2465

Dear Mr. Garcia:

On April 1, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the Thomas C. Castellano Campaign Fund and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2010 Year End Report. By letter dated April 4, 2011, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$550 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 26, 2011, the Office of Administrative Review received your written response, challenging the RTB finding and civil money penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written response. Based on this review, the Reviewing Officer recommended that the Commission reduce the RTB civil money penalty because it was calculated using an estimated level of activity, make a final determination that the Thomas C. Castellano Campaign Fund and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and, based on the actual level of activity disclosed on the Year End Report (\$0), assess no civil money penalty, in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on July 6, 2011.

On August 4, 2011, the Commission adopted the Reviewing Officer's recommendation, made a final determination that the Thomas C. Castellano Campaign Fund and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and, based on the level of activity disclosed on the Year End Report (\$0), assessed no civil money penalty (reduced from the RTB civil money penalty of \$550). It is based on the same factors used to calculate the civil money penalty at RTB except that the actual rather than the estimated level of activity was used. A copy of the final determination recommendation 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

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11 C.F.R. § 111.42(b). Although the file must be placed on the public record within 30 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, please contact Dayna Brown on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

On behalf of the Commission,


Cynthia L. Bauerly
Chair

Attachment

11092661720



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2465

DATE SCANNED 8/29/11

SCANNER NO. 2

SCAN OPERATOR EEJ

11092661721