



FEDERAL ELECTION COMMISSION  
999 E Street, N.W.  
Washington, DC 20463

Jim Flodine, Senior Vice President  
Omaha State Bank  
12100 W Center Road  
Omaha, NE 68144-3990

May 8, 2001

Dear Mr. Flodine:

Thank you for returning the completed "Commitment to Submit Matter to ADR Program" form to this office. The case has been designated ADR 008/PMUR 387. Please refer to this number in all correspondence with the Commission rather than the number listed in my previous letter.

The first phase of the program is the negotiation stage. If you will be representing the Bank in the discussions please ensure that you have authority to negotiate on its behalf. If you decide not to represent the Bank, someone should be designated as its representative with authorization to settle the matter. The objective of the negotiations, during which I will represent the FEC, will be to achieve a mutually agreeable settlement of the issues while promoting compliance with the Act.

After you receive this letter, you or the Bank's designated representative should be in touch with this office to select a day and time for the negotiations. While we would welcome the opportunity to sit down in Washington, D.C., with you or the Bank's representative to negotiate an agreement, we are ready to address this matter and work to resolve it over the phone. Please let us hear from you at your earliest convenience but no later than the next two weeks so that we may concur in the day, time and place for our negotiations. We anticipate that the negotiations should take no more than an hour.

In the event that we are unable to arrive at a settlement of this matter, we will proceed by mutual agreement to Mediation. The Mediation process is described in the material that accompanied our initial letter. If we proceed to Mediation, we will submit 3 names from a list of 15 Mediators who were selected, based on their extensive experience in the private sector, to serve on a panel especially prepared to handle FECA disputes. To assist you in selecting the Mediator for your case, the names of the panel members will be accompanied by brief biographical sketches. While the Mediators are prepared to assist us in resolving this matter, they neither have the authority nor inclination to resolve it for us. That is a matter entirely in our hands.

If you have any questions about the ADR program or the negotiation please let us hear from you. In the meantime, I look forward to hearing from you and concluding this matter expeditiously.

Sincerely,

A handwritten signature in black ink, appearing to read "Allan D. Silberman".

Allan D. Silberman,  
Director, ADR Office