



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**MEMORANDUM**

TO: The Commission

THROUGH: James A. Pehrkon  
Staff Director

FROM: Allan D. Silberman *AS*  
Director, ADR Office

SUBJ: Negotiated Settlements: ADR 008, ADR 018 and ADR 032

DATE: June 4, 2001

Attached for your review are three signed negotiated ADR settlement agreements: ADR 008 (PMUR 387) – respondent, the Omaha State Bank; ADR 018 (MUR 5144) – respondent Patsy Ann Kurth; and ADR 032 – respondents Friends of Roger Kahn, et al.

**ADR 008:** This case was brought to the FEC by a report from the Nebraska Accountability and Disclosure Commission. The respondent, Omaha State Bank, was charged with making a contribution in the name of another to the Bob Kerrey Senate Committee, violations of 2 U.S.C. § 441b(a) and § 441f. The contribution (\$1,000) was subsequently refunded by the Committee within the thirty days required in the regulations 11 C.F.R. § 103.3(b)(1), as a result, the Kerrey Committee was not named a respondent in the case.

**ADR 018:** The respondent was charged with distributing campaign material that displayed inconsistent disclaimer statements in violation of 2.U.S.C. § 441d(a)(1). Other alleged violations included in the complaint were either outside the purview of the FECA or determined not to represent violations of the Act.

**ADR 032:** The respondents were charged with accepting an illegal contribution and failing to report a contribution received by the Committee. Following a review of the record and documents submitted by the respondent it was determined that the charges were unsubstantiated and should be dismissed. Other alleged violations were determined to be outside the jurisdiction of the FECA.

We recommend that the Commission approve the attached negotiated settlement agreements and that the files on these matters be subsequently closed..