



**Federal Election Commission  
Washington, DC 20463**

Case Number: ADR 112  
Source: MUR 5300  
Case Name: Committee to Elect Clinton B. LeSueur  
and Lee Bush, Treasurer

**NEGOTIATED SETTLEMENT**

This matter was initiated by a signed, sworn and notarized complaint filed by the Honorable Bennie G. Thompson. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, ("FECA") and resolve this matter, the Federal Election Commission ("Commission") entered into negotiations with Clinton B. LeSueur and Lee Bush, representing the Committee to Elect Clinton B. LeSueur and Lee Bush, Treasurer ("Respondents"). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this complaint. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondent(s). The Commission's use of alternative dispute resolution procedures ("ADR") is authorized in "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 2 U.S.C. § 437g.
2. Respondents voluntarily enter into this agreement with the Commission.
3. Complainant alleges that Respondents failed to file, or file timely, the April 2002 Quarterly Report, a Pre-Primary Report, the July 2002 Quarterly Report and a Post General Report; that some reported disbursements appeared to be expenditures for personal use; that office rent payments were not reported; that mathematical errors were made on some of the reports; and that one excessive contribution and one contribution from a corporation were accepted.
4. The FECA requires the Treasurer of a political committee to file signed reports of all receipts and disbursements in accordance with the statute; i.e.,

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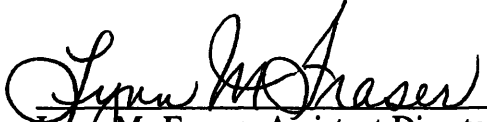
pursuant to the schedule in the statute and with all required information. 2 U.S.C. § 434(a). Contributions accepted by a candidate may be used for authorized expenditures in connection with the campaign, but contributions shall not be converted to personal use; i.e., home mortgage, rent or utility payment; clothing purchases; noncampaign-related automobile expenses; noncampaign-related trips; household food items; admission to events not associated with an election campaign; or dues, fees and other payments to a health club or recreational facility. 2 U.S.C. § 439a.

5. The statute in effect at the time of the relevant campaign limited individuals to aggregate contributions to any candidate and his authorized political committee with respect to any election for Federal office to \$1,000. 2 U.S.C. § 441a(a). The FECA also prohibits any candidate or political committee from knowingly accepting excessive contributions from any individual. 2 U.S.C. § 441a(f). In addition, the statute prohibits any candidate, political committee, or other person to knowingly accept or receive any contribution from a corporation organized by authority of any law of Congress. 2 U.S.C. § 441b(a).
6. Respondents acknowledge that violations of the FECA occurred, but contended that the errors and untimely filings were due to inexperience. Respondents further contend that the alleged excessive contribution, as well as what appeared to be a contribution from a corporation were, in fact, errors in reporting the identity of the contributors. Further, Respondents worked with the Reports Analysis Division ("RAD") staff to make corrections and to file amended reports.
7. Respondents, in an effort to avoid similar errors in the future, agree to (a) pay a civil penalty of \$500; (b) work with RAD staff to ensure all required reports are filed; and (c) terminate the committee.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms of the settlement within forty-five days from the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 112 (MUR 5300), and effectively resolves this matter. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

73.19.025.2236


FOR THE COMMISSION:

Allan D. Silberman, Director  
Alternative Dispute Resolution Office

By:   
Lynn M. Fraser, Assistant Director  
Alternative Dispute Resolution Office

9/5/03  
Date Signed

FOR THE RESPONDENTS:

  
Clinton B. LeSueur  
Representing Committee to Elect Clinton B. LeSueur  
and Lee Bush, Treasurer

7/26/03  
Date Signed

43-19-025-2237