FEDERAL ELECTION COMMISSION
Washington, DC 20463

Case Number: ADR 121-2
Source. MUR 5329
Case Name· Gallia County
Republican Century Club

NEGOTIATED SETTLEMENT

This matter was initiated by a signed, sworn and notarized complaint filed by Margaret Cartier on behalf of the Ted Strickland for Congress Committee. Following a review of the record and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended ("the FECA"), and to resolve this matter, the Federal Election Commission ("the Commission") entered into negotiations with Anita Strauss, President and Thomas S. Moulton, Jr., treasurer of the Gallia County Republican Century Club ("GCRCC"), on behalf of the GCRCC ("the 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 the Respondents have addressed all the issues raised in this matter. The parties have agreed to resolve the matter according to the following terms:

1. The Commission has entered into this agreement as part of its responsibility for administering the Federal Election Campaign Act and in an effort to promote compliance with the FECA on the part of the Respondents. The Commission's use of ADR procedures 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. The Respondents have voluntarily entered into this agreement with the Commission.

3. The complaint alleges that on October 14, 2002 the Gallia County (Ohio) Republican Century Club contributed $2,500 to the Halleck for Congress campaign exceeding the limit permitted by the FECA.

4. The Gallia County (Ohio) Republican Century Club, a non registered local party committee, acknowledged relying on incorrect information regarding the status of GCRCC and in making the $2,500 contribution to the Halleck Committee. The excess portion of the contribution, $1,500, was subsequently returned to GCRCC by the recipient.

5. No person, including a committee or association, among others, shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office, which in the aggregate, exceeds $1,000. 2 U.S.C. § 441a(a)(1)(A).

6. The GCRCC acknowledges that when it contributed to the Halleck for Congress Committee it exceeded the contribution limits prescribed in the Act. In order to resolve this matter and avoid violating Federal election campaign regulations in the future, the GCRCC: (1) agrees to establish and maintain, in its offices, a file on FEC regulations to provide guidance to the Club on matters pertaining to Federal election campaign activity including material governing Committee contributions to Federal election campaigns; and (2) agrees to pay a civil penalty of $200.

7. The parties agree that if the 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.

8. This agreement will become effective on the date signed by all the parties and approved by the Commission. Respondents shall comply with the terms of this settlement within thirty days of the effective date of the agreement.

9. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 121-2/MUR 5329 and effectively resolves this matter. No other statement, promise or agreement, either written or oral, made by either party, not included in herein, shall be enforceable.

FOR THE COMMISSION:

Allan D. Silberman,
Director Alternative Dispute Resolution Office

Allan D. Silberman

6/16/03
Date

FOR THE RESPONDENTS:

Anita Strauss, President, Gallia Country County Republican Century Club

6/04/03
Date

Thomas S. Moulton, Jr., Treasurer
Gallia County Republican Century Club

6/04/03
Date