



FEDERAL ELECTION COMMISSION
Washington, DC 20463

Case Number: ADR 129
Source: MUR 5310
Case Name: One Hundred Women

NEGOTIATED SETTLEMENT

This matter was initiated by a signed, sworn and notarized complaint filed by Rusty Hills on behalf of the Michigan Republican State 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 Edward H. Powers, Esq. representing One Hundred Women committee ("the Committee") and Mary Ohsam, Treasurer ("the Respondents"). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

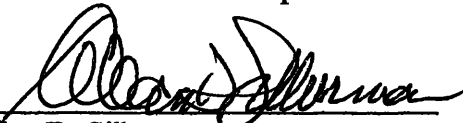
Negotiations between the Commission and the Respondents have addressed all the issues raised in this matter. The parties have agreed to resolve the matter according to the following terms:

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 Respondents failed to register as a political committee after it contributed more than \$1,000 to Federal election campaigns in calendar year 2000. The complainant states that Respondents incurred an obligation to register when the Committee contributed \$1,000 to the Byrum for Congress Committee and \$1,490 to the Stabenow for United States Senate Committee.
4. The Committee, a non-registered political committee located in Michigan, acknowledged making the subject contributions to the two identified campaign committees prior to registration with the FEC. Respondents contend they were unaware of the necessity to register with the Commission and admit to relying on incorrect information regarding the registration requirement. Following notification by the Commission, Respondents filed with the Commission the Statement of Organization and the appropriate reports.

5. The Statute defines a political committee as any committee, club, association or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. § 431(4)(A) and 11 C.F.R. § 100.5(a). Committees, other than authorized campaign committees and separate segregated funds, are obliged to file a statement of organization within 10 days after becoming a political committee within the meaning of the aforementioned section. 2 U.S.C. § 433(a) and 11 C.F.R. § 102.1(d).
6. Respondents acknowledge that they unknowingly violated the FECA when they failed to register with the Commission after contributing more than \$1,000 to Federal election campaigns. In order to resolve this matter and avoid violating Federal election campaign regulations in the future, Respondents agree to: (1) establish and maintain in its offices a file on FEC regulations to provide guidance to the Committee on matters pertaining to Federal election campaign activity; and (2) pay a civil penalty of \$750.00.
7. The parties agree that if the Respondents fail to comply with the terms of this settlement, the Commission may submit an unpaid civil penalty for collection or 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 (30) days of the effective date of the agreement.
9. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 129/MUR 5310 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.

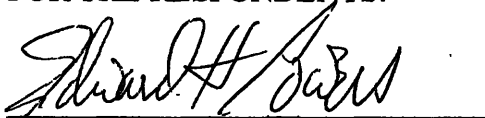
FOR THE COMMISSION:

Allan D. Silberman,
Director Alternative Dispute Resolution Office


Allan D. Silberman

Nov. 5, 2003
Date

FOR THE RESPONDENTS:


Edward H. Powers, Esq.
Counsel for One Hundred Women

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