



FEDERAL ELECTION COMMISSION
Washington, DC 20463

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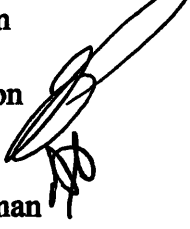
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October 2, 2003

SENSITIVE

MEMORANDUM

TO: The Commission

THROUGH: James A. Pehrkon
Staff Director 

FROM: Allan D. Silberman
Director, ADR Office

SUBJ: Recommendation to Close the File on **ADR 141**

On September 12, 2003, the ADR Office (ADRO) received from OGC MUR 5331 to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case, **ADR 141**, is inappropriate for ADR and recommend that the case be closed. Following the procedures approved by the Commission on March 3, 2003, this matter will be closed by ADRO if the Commission approves the recommendation in this memorandum. The Office of General Counsel concurs in the description of this matter, and also concurs that this matter will not be returned to OGC for further action.

Attached for the Commission's review is the *ADR Case Analysis Report* on **ADR 41** along with copies of the EPS Rating and ADR Rating sheets.

ADR 141/MUR 5331: The complaint notes that an advertisement in the Daily Princetonian advocating the re-election of Rush Holt failed to include a disclaimer. The complainant alleges that the ad was either paid for by Rush Holt for Congress, Inc. or by the four signatories listed in the advertisement in which case it represented an "illegal contribution" to the campaign. One of the four signatories of the ad, Respondent Sean Wilentz, acknowledged being the author of the advertisement and paying for its placement in the newspaper. The other three signatories/respondents denied involvement in its preparation or financing. Respondent Rush Holt for Congress, Inc. denied paying for the ad or having prior knowledge of it.

Recommendation: We recommend that **ADR 141/MUR 5331** be closed and the appropriate letters sent.