



**Federal Election Commission
Washington, DC 20463**

July 8, 2004

M. Mickey Williams, Treasurer
Friends of John Conyers
12138 Central Avenue, Suite 194
Mitchellville, MD 20721

Re: ADR 146
Friends of John Conyers and M. Mickey Williams, Treasurer

Dear Mr. Williams:

Enclosed is the signed copy of the agreement resolving the Reports Analysis Division referral of violations of the FECA by Friends of John Conyers and M. Mickey Williams, Treasurer ("Respondents"). The agreement in ADR 146 (RAD 03-01) was approved by the Federal Election Commission ("FEC/Commission") on July 6, 2004, the effective date of the agreement.

Note that paragraphs 6 and 9 of the agreement specify that there are time constraints on Respondents' compliance with the terms of this settlement. Please forward to this office statements confirming Respondents' compliance with the terms listed in the agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 6.

As you are aware, the settlement agreement will be made part of the record that is released to the public. In addition, as of January 1, 2004, the Commission will also place on the record copies of the complaint, correspondence exchanged between your office and this office prior to our entry into settlement negotiations and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities regarding violations of federal election campaign laws. I appreciate your

assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office
202-694-1665

Enclosure: Agreement



**Federal Election Commission
Washington, DC 20463**

Case Number: ADR 146
Source RAD 03-01
Case Name. Friends of John Conyers and
M. Mickey Williams, Treasurer

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (“Commission”) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. 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 M. Mickey Williams, representing Friends of John Conyers and M. Mickey Williams, 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 referral. 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 Respondents. 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. The Reports Analysis Division (“RAD”) referred the committee due to math discrepancies on reports filed during the 2001-2002 election cycle. Reports filed in 2001 did not include approximately \$54,848 in election cycle activity from the 2000 30 Day Post General and 2000 Year End reports. The 2002 reports did not include approximately \$318,374 in election cycle activity from the 2001 Mid-Year and 2001 Year End reports, or the \$54,848 from 2000. RAD’s referral indicated that Respondents appear to have continually filed reports in which the Column B figures were aggregated on a calendar year-to-date basis rather than an election cycle-to-date basis. In addition, mathematical

errors existed due to the beginning cash-on-hand not equaling the ending cash-on-hand from the previously filed report.

4. Under the FECA, an authorized committee must report the amount of cash-on-hand at the beginning of the reporting period, all receipts, and all disbursements for the reporting period and the election cycle-to-date, as well as the outstanding debts and obligations owed by or to the committee. 2 U.S.C. § 434(b). *See also* 11 C.F.R. §§ 104.3(a)(3), 104.3(b)(2), 104.3(c) and 104.3(d).
5. Respondents acknowledge that a violation of the FECA inadvertently occurred due to a change in staff and interface problems between old filing software and new software. New staff has begun addressing the reporting problems and preparing to file amended reports to correct the discrepancies and errors.
6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) appoint a member of the staff to be the FEC compliance officer; (b) develop a FEC compliance manual for use by staff; (c) attend an FEC seminar within twelve (12) months of the effective date of this agreement; (d) work with FEC/RAD staff to ensure that reporting requirements are being met; (e) pay a civil penalty of \$7,500; and (f) correct and file all relevant reports within ninety (90) days of the effective date of this agreement.
7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection, or 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, except as stipulated otherwise in paragraph 6 above, within thirty (30) days from the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 146 (RAD 03-01) 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.

FOR THE COMMISSION:

Allan D. Silberman, Director
Alternative Dispute Resolution Office

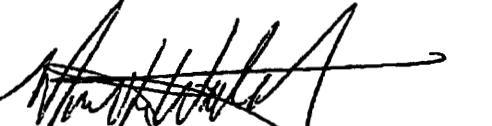
By:


Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office

07/06/2004

Date Signed

FOR THE RESPONDENTS:


M. Mickey Williams, Treasurer
Representing Friends of John Conyers and
M. Mickey Williams, Treasurer

5/26/2004

Date Signed

2004.02.06.2004