



Federal Election Commission  
Washington, DC 20463

**VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

October 14, 2004

Keith Gormezano  
6561 Phinney Avenue North #217  
Seattle, WA 98103

Re: ADR 193 (MUR 5494)

Dear Mr. Gormezano:

On July 28, 2004, the Federal Election Commission ("Commission") received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Respondents, Dean for America and Don Beyer, Treasurer. In its memorandum to the Commission, dated September 24, 2004, this office stated:

**ADR 193/MUR 5494:** Complainant states that he made two donations to the presidential campaign of Howard Dean totaling \$200 in the fall of 2003. Complainant alleges that Dean for America and Don Beyer, Treasurer violated federal law when they failed to itemize the contributions to the Commission. The FECA requires authorized committees to itemize an individual's contributions if the contributions aggregate *in excess* of \$200 for the election cycle.

Accordingly, the Commission closed its file in this matter on September 30, 2004.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondents and this office, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

24.19.025.3732

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lynn M. Fraser  
Assistant Director, ADR Office

24.19.025.3733