



**Federal Election Commission
Washington, DC 20463**

August 4, 2005

James Bopp, Esq.
1 South Sixth Street
Terre Haute, IN 27807-3510

Re: ADR 225
National Right to Life PAC and Amarie C. Natividad, Treasurer

Dear Mr. Bopp:

Enclosed is the signed copy of the agreement resolving the referral initiated on January 21, 2005 by the Federal Election Commission ("FEC/Commission") against the National Right to Life PAC and Amarie C. Natividad, Treasurer ("Respondents"). The agreement for ADR 225 (RR 04L-17) was approved by the Commission on August 3, 2005 – the effective date of the agreement.

Note that paragraph 9 of the agreement specifies that Respondents shall comply with the term (a) of this agreement within twelve (12) months of the effective date of the agreement, and term (b) within thirty (30) days of the effective date of the agreement. Please forward to this office, a statement confirming Respondents' compliance with the terms listed in paragraph 6 of the aforementioned 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. The Commission will also place on the record copies of the referral, 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

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**Federal Election Commission
Washington, DC 20463**

Case Number ADR 225
Source RR 04L-17
Case Name National Right to Life PAC

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 James Bopp, Esq. representing the National Right to Life PAC and Amarie C. Natividad, Treasurer ("the Committee" or "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 after it filed an amended 2003 Year-End Report to disclose additional unitemized contributions aggregating \$125,099.76.
4. The FECA requires each treasurer of a political committee to file reports disclosing all receipts for the reporting period and the calendar year. 2 U.S.C. § 434(b)(2), 11 C.F.R. § 104.3(a).
5. Respondents acknowledge that not all receipts were reported in the 2003 Year-End Report as required by the Act. They contend that the disclosure of additional receipts occurred due to the fact that reconciliation of the Committee's books was not complete by the time the original report was due. Respondents state that the Committee's compliance problems began when its bank's technology failed to read most of the data on remittance documents. Respondents further state that they have taken a number of steps to ensure that complete disclosure reports are filed timely.

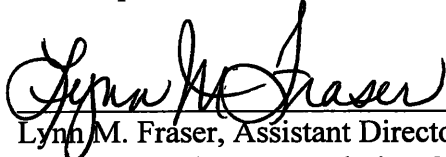
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The steps include contracting with a new bank, creating a new department to deal exclusively with records maintenance, sending three Committee staff to an FEC seminar in May 2004, changing to FEC approved software, and hiring a compliance consultant.

6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) send the director of records maintenance to an FEC seminar within twelve (12) months; and (b) pay a civil penalty of \$5,000.
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 term (a) in paragraph 6 of this settlement agreement within twelve (12) months from the effective date of this agreement. Respondents shall comply with term (b) in paragraph 6 of this settlement agreement within thirty (30) days from the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 225 (RR 04L-17) 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.

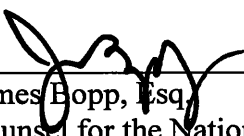
FOR THE COMMISSION:

Allan D. Silberman, Director
Alternative Dispute Resolution Office

By: 
Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office


Date Signed

FOR THE RESPONDENTS:


James Bopp, Esq.
Counsel for the National Right to Life PAC
And Amarie C. Natividad, Treasurer


Date Signed

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