



THE FEDERAL ELECTION COMMISSION
Washington, DC 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

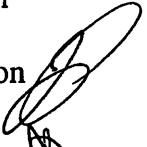
2005 JUN 27 A 9:27


MEMORANDUM


June 23, 2005

SENSITIVE

TO: The Commission

THROUGH: James A. Pehrkon
Staff Director 

FROM: Allan D. Silberman
Director, ADR Office 

BY: Lynn M. Fraser 
Assistant Director, ADR Office

SUBJECT: ADR 244 Amalgamated Transit Union-COPE
Recommendation to approve Settlement Agreement

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 244 (RR 05L-08), Amalgamated Transit Union-COPE and Oscar Owens, Treasurer ("Respondents" or "Committee"). This case was forwarded to the ADR Office on March 10, 2005 and was assigned to the ADR Office on May 5, 2005.

SUMMARY: A review of disclosure reports by the Reports Analysis Division ("RAD") revealed that the Committee failed to timely file one (1) 48-Hour Notice for two (2) independent expenditures totaling \$42,245.26. Respondents made expenditures on September 3, 2004 in the amount of \$8,363.46, and on September 27 in the amount of \$33,881.80. Respondents reported these expenditures on their October Monthly Report filed October 16, 2004. These expenditures aggregated in excess of \$10,000 in the calendar year during the period prior to and including the 20th day before the 2004 General Election. Respondents contend that they were reporting the independent expenditures using the date that the Committee received final bills from its vendors rather than the date the independent expenditures were publicly disseminated. Respondents filed the 48-Hour Notice of Independent Expenditure for the expenditures in question on December 22, 2004.

RECOMMENDATIONS:

1. Approve the attached settlement agreement of Amalgamated Transit Union-COPE and Oscar Owens as Treasurer
2. Approve the appropriate letters.
3. Close the file.

25190261458

Silberman



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME TRANSMITTED: Monday, June 27, 2005 11:00

RETURN TO COMMISSION SECRETARY BY: Thursday, June 30, 2005 4:00

COMMISSIONER: MASON, McDONALD, SMITH, THOMAS, TONER, WEINTRAUB

SUBJECT: **Recommendation to Approve Settlement Agreement:
ADR 244/RR 05L-08 – Amalgamated Transit Union-COPE
Memorandum from The Director, ADR dated June 23, 2005.**

- () I approve the recommendation(s)
- () I object to the recommendation(s)
- () I am recused from voting

COMMENTS: _____

DATE: _____

SIGNATURE: _____

A definite vote is required. All ballots must be signed and dated. Please return ONLY THE BALLOT to the Commission Secretary. Please return ballot no later than date and time shown above.

25190261459