



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 21, 2005

John McCann, Esquire, L.L.C.
26 Franklin Street
Tenafly, NJ 07670

Re: ADR 255-39/MUR 5656

Dear Mr. McCann:

The Federal Election Commission (FEC), following an audit by the FEC of the Terrell for Senate Committee ("Terrell Committee"), determined that John McCann, Esquire, LLC ("The Corporation") made a political contribution in violation of federal law. The FEC learned of the violation in the course of the audit of the financial records of the Terrell Committee. The Commission reviewed the matter and voted on May 3, 2005 to refer it to the Alternative Dispute Resolution (ADR) Office. This case has been assigned the following number -- ADR 255-39/MUR 5656. Please refer to this number in all future correspondence.


The FEC established the ADR program to provide an informal means of resolving matters that come before the Commission and to facilitate negotiations directly with respondents. The ADR program provides respondents with the opportunity to negotiate, and if necessary, mediate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If the negotiations and/or the mediation are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR Office, determined that this case is eligible for processing in that program. To be considered for ADR processing, i.e., negotiation and/or mediation, the Corporation must: 1) indicate a willingness to have the case submitted to the ADR process; 2) agree to participate in the bilateral negotiations and, if necessary, mediation; and 3) waive the statute of limitations while the matter is being processed in the FEC's ADR program. Additional information about the ADR program is provided in the enclosed material.

If after reviewing the material, the Corporation would like the case identified for ADR processing, you will need to affirmatively indicate that desire on the enclosed form. Failure to respond affirmatively within fifteen (15) days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR. In that event, your case will be returned to the Commission's Office of General Counsel.

If you have questions about the ADR program please contact the office at 202-694-1661.

Sincerely,


Allan Silberman,
Director, ADR Office

Enclosure:

- 1) ADR Booklet
- 2) ADR Commitment Statement

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