



**Federal Election Commission  
Washington, DC 20463**

October 7, 2005

Pat Gallagher, Esq.  
Schofield, Gerard, Veron, Singletary & Pohorelsky  
P.O. Box Drawer 3028  
Lake Charles, LA 70602

Re: ADR 255-21  
Schofield, Gerard, Veron, Singletary & Pohorelsky

Dear Mr. Gallagher:

Enclosed is the signed copy of the agreement resolving the referral initiated on May 11, 2005 with the Federal Election Commission ("FEC/Commission") against Clovis & Roche, Inc. ("Respondent"). The agreement for ADR 255-15 (MUR 5656) was approved by the Commission on October 3, 2005 – the effective date of the agreement.

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 complaint/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 255-21  
Source: MUR 5656  
Case Name: Terrell for Senate

### **SETTLEMENT AGREEMENT**

This matter was initiated by the Federal Election Commission ("the Commission") pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following a review of the record and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended ("the FECA" or "Act"), and to resolve this matter, the Commission entered into negotiations with Patrick D. Gallagher, Jr. Esq. representing Schofield, Gerard, Veron, Singletary & Pohorelsky, PC (the "Respondent"). 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 Respondent has addressed all the issues raised in this referral. The parties have agreed 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 with the Act on the part of Respondent. The Commission's use of ADR procedures 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. The Respondent voluntarily entered into this agreement with the Commission.
3. An audit of the Terrell for Senate committee disclosed that Schofield, Gerard, Veron, Singletary & Pohorelsky, PC contributed \$500 to the Committee in October 2002.
4. A corporation is prohibited from making a contribution, defined as including any direct or indirect payment, distribution, loan, or gift of money or any anything of value, etc. in connection with any Federal election. 2 U.S.C. § 441b(a) and 11 C.F.R. § 114.2(b)(1)
5. Respondent acknowledges to inadvertently making the aforementioned unlawful contribution to the Terrell committee. In order to resolve this matter, Respondent agrees to pay a civil penalty of \$250.
6. If Respondent fails to comply with the terms of this settlement, the Commission may undertake civil action in the U.S. District Court for the District of Columbia to secure compliance and/or forward any outstanding civil penalty to the US Treasury for collection.

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7. This agreement will become effective on the date signed by the parties and approved by the Commission. Respondent shall comply with the terms of this settlement within thirty (30) days of the effective date of the agreement.
8. This Settlement Agreement constitutes the entire agreement between the Commission and Scofield, Gerard, Veron, Singletary & Pohorelsky, PC on ADR 255 and effectively resolves this matter. Upon payment of the civil penalty described above, Respondent shall have no further liability or responsibility whatsoever with respect to the complaint or violation referred to herein. No other statement, promise or Agreement, either written or oral, made by either party, not included herein, shall be enforceable.


FOR THE COMMISSION:

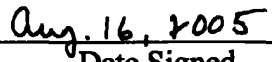
Allan B. Silberman,  
Director Alternative Dispute Resolution Office

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

  
Date Signed

FOR THE RESPONDENT:

  
Patrick D. Gallagher, Jr., Esq.  
Representing Scofield, Gerard, Veron,  
Singletary & Pohorelsky, PC

  
Date Signed

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