



THE FEDERAL ELECTION COMMISSION  
Washington, DC 20463

SECRETARIAT

2005 SEP 12 A 9:51

MEMORANDUM

September 12, 2005

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 223, ADR 256, AF 1130, AF 1325, AF 1386  
National Italian American PAC and Anthony N. Mallace, Treasurer  
Recommendation to Approve Settlement Agreement

**SENSITIVE**

Attached for your review is a signed consolidated negotiated ADR Settlement Agreement pertaining to ADR 223 (RR 04L-20), ADR 256 (AR 05-01), AF 1130, AF 1325, AF 1386, National Italian American PAC and Anthony N. Mallace, Treasurer ("Respondents" or "Committee"). These cases were opened on December 21, 2004, May 13, 2005, June 15, 2004, April 4, 2005 and April 28, 2005 respectively, and were assigned to the ADR Office on June 7, 2005.

**SUMMARY:** RAD referred Respondents (ADR 223) for failing to provide a purpose, or adequate purpose, and/or complete address on thirty-two (32) disbursements. Of those expenditures, Respondents failed to properly itemize twenty-eight (28) disbursements. The Audit Division ("Audit") referred Respondents (ADR 256) when an audit of 2001-2002 financial records identified two individuals who's aggregate contributions, including loans, exceeded the contribution limits by \$15,350. In addition to these two referrals, the Office of Administrative Review ("OAR") referred three Administrative Fines matters for failing to file the 2004 April Quarterly Report (AF 1130), the 2004 30 Day Post General Report (AF 1325), and the 2004 Year End Report (AF 1386).

**RECOMMENDATIONS:**

1. Approve the attached consolidated settlement agreement of the National Italian American PAC and Anthony N. Mallace, Treasurer.
2. Approve the appropriate letters.
3. Close the file on these matters.



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

*Selberman*  
**SENSITIVE**

DATE & TIME OF TRANSMITTAL: Monday, September 12, 2005 11:00

BALLOT DEADLINE: Thursday, September 15, 2005 4:00

COMMISSIONER: MASON, McDONALD, THOMAS, TONER, WEINTRAUB

SUBJECT: **ADR 223 (RR 04L-20), ADR 256 (AR 05-01), AF 1130, AF 1325, AF 1386 – National Italian American PAC and Anthony N. Mallace, Treasurer. Recommendation to Approve Settlement Agreement. Memorandum from the Director, ADR Office dated September 9, 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.

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION