



FEDERAL ELECTION COMMISSION
Washington, DC 20463

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June 27, 2005

MEMORANDUM

TO: The Commission

THROUGH: James A. Pehrkon
Staff Director

FROM: Allan D. Silberman
Director

SUBJECT: ADR 258 – Michael Jaliman for US House of Representatives and M. Kathryn
Jaliman, Treasurer
Recommendation to Assign Case

SENSITIVE

On June 3, 2005, the ADR Office received from OGC/CELA MUR 5561 to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case, **ADR 258**, is appropriate for ADR and recommend that it be assigned to the ADR Office.

Summary: Complainant alleges that Respondents, i.e., Michael Jaliman, Michael Jaliman for US House of Representatives and M. Kathryn Jaliman, Treasurer, produced and distributed campaign-related material, maintained a website, and recorded and distributed phone messages without the required disclaimer notice. The Complainant also contends that Respondents exceeded the \$5,000 threshold in expenditures triggering a requirement to file financial reports with the Commission and failed to file a statement of candidacy. Respondents argued that they were unaware of the need to attach disclaimer notices to their website, campaign materials or other campaign documents. Respondent Jaliman also acknowledged that his campaign committee was not well informed on the requirements of the FEC or Act.

Attached for the Commission's review is the *ADR Case Analysis Report on ADR 258* along with a copy of the EPS and ADR Rating Sheets. The *Case Analysis Report* includes an analysis of the case and a description of the issues that the ADR Office (ADRO) anticipates addressing if the case is assigned to ADR. In addition, the Report has been reviewed by OGC, which concurs in the description of the case. If the Commission concurs in the recommendation to assign the matter to ADRO, the above case description will be provided to Respondents as part of ADRO's notification package sent to Respondents.

Recommendation:

1. Assign **ADR 258/MUR 5561** to the ADR Office.

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