



FEDERAL ELECTION COMMISSION
Washington, DC 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2005 OCT -4 A 9: 47
September 30, 2005

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: James A. Pehrkon
Staff Director

FROM: Allan D. Silberman
Director, ADR Office

SUBJ: ADR 265 –Jim Feldkamp for Congress and Ronald D. Calkins, Treasurer
Recommendation to Approve Settlement Agreement and Dismiss Remaining
Respondent, James Lee Feldkamp

Attached for your review is a signed negotiated ADR settlement agreement pertaining to ADR 265/MUR 5543, Jim Feldkamp for Congress and Ronald D. Calkins, Treasurer (the "Respondents"). This matter was opened on September 27, 2004 and assigned to the ADR Office on July 5, 2005.

Summary: Complainant contends that Respondents, i.e., Jim Feldkamp for Congress, Ronald D. Calkins, Treasurer and James Lee Feldkamp, failed to disclose on their 2nd Quarter 2004 Report travel costs associated with two fundraising trips to Silicon Valley and Washington D.C. Complainant notes that costs associated with fund-raising, including in-kind, must be properly disclosed. The complaint also references an earlier matter, i.e., MUR 5470, involving Respondents and an allegation of failure to properly disclose late contributions within the 48-hour time frame. Respondents acknowledged the two subject trips paid for by the candidate, however, argue that the trip to Silicon Valley was made on return from a visit to Boston and the trip to Washington D.C. took place while attending training for his Naval Reserve unit. Respondents contend that neither trip was reported since they were not primarily campaign-related but for pleasure or training purposes. The matter as it pertains to James Lee Feldkamp is unsubstantiated and is recommended for dismissal.

Recommendations:

- 1) Approve the attached Settlement Agreement pertaining to Jim Feldkamp for Congress and Ronald D. Calkins, Treasurer.
- 2) Dismiss the complaint as it pertains to James Lee Feldkamp.
- 3) Approve the appropriate letters.
- 4) Close the file on this matter.