



FEDERAL ELECTION COMMISSION
Washington, DC 20463

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MEMORANDUM

TO: The Commission

SENSITIVE

THROUGH: Robert J. Costa 
Acting Staff Director

FROM: Allan D. Silberman 
Director, ADR Office

SUBJ: ADR 270 –Marc J. Millican for U.S. Senate and Marc J. Millican, Treasurer
Recommendation to Approve Settlement Agreement and Dismiss Remaining
Respondent, Marc J. Millican

Attached for your review is a signed negotiated ADR settlement agreement pertaining to **ADR 270/MUR 5606**, Marc J. Millican for U.S. Senate and Marc J. M illican, Treasurer (the "Respondents"). This matter was opened on November 2, 2004 and assigned to the ADR Office on July 19, 2005.

Complainant contends that Respondents, Marc J. Millican for U.S. Senate and Marc J. Millican, Treasurer, after exceeding the \$5,000 in expenditures, failed to register with the Commission, report contributions, file a statement of candidacy and organization, or designate a principal committee. The complaint also contends that Respondents spent \$57,187 on radio and TV advertisements in August 2004 and was obligated at that time to register with the FEC. Complainant also sees a potential "knowing and willful" violation on the part of Respondents. Respondents' reply advises that, "all required documents have been filed with the FEC". The matter as it pertains to Marc J. Millican individually is unsubstantiated. The recommendation is that the complaint against him in his individual capacity be dismissed.

Recommendations:

- 1) Approve the attached Settlement Agreement pertaining to Marc J. Millican for U.S. Senate and Marc J. Millican, Treasurer.
- 2) Dismiss the complaint as it pertains to Marc J. Millican in his individual capacity.
- 3) Approve the appropriate letters.
- 4) Close the file on this matter.

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