



THE FEDERAL ELECTION COMMISSION
Washington, DC 20463

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MEMORANDUM

SENSITIVE

November 15, 2005

TO: The Commission

THROUGH: Robert J. Costa 
Acting Staff Director

FROM: Allan D. Silberman 
Director, ADR Office

BY: Lynn M. Fraser 
Assistant Director, ADR Office

SUBJECT: ADR 279 Citizens for Claudia Bermudez for Congress
and Brion Wikes Treasurer
Recommendation to Approve Settlement Agreement

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 279 (RR 05L-28). This case was opened on June 30, 2005 and was assigned to the ADR Office on August 1, 2005.

SUMMARY: RAD referred Citizens for Claudia Bermudez for Congress and Brion Wikes, Treasurer ("Respondents" or the "Committee") after the Committee filed an amended 2004 October Quarterly Report that disclosed additional disbursements totaling \$93,169.55. Respondents' original 2004 October Quarterly Report reported disbursements of \$154,908.09. In addition, the Committee also amended its 2004 30 Day Post-General Report to disclose additional disbursements totaling \$127,026.87. The Committee originally reported disbursements of \$5,922.30 in its 2004 30 Day Post-General Report. The Committee contends, in its response to RAD's query, that there was an unforeseen software glitch. Respondents argued that whenever the Treasurer inserted a comma in a figure (to denote thousands) the FecFile would only record the number prior to the comma; i.e., \$3,100 recorded as \$3. Respondents went on to state that there was no warning from the software, and they did not realize what was occurring until RAD notified them.

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RECOMMENDATIONS:

1. Approve the attached settlement agreement of Citizens for Claudia Bermudez for Congress and Brion Wikes, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.

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