



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 9, 2005

Tea Hoffman, Treasurer
Marsha Blackburn for Congress, Inc.
PO Box 682185
Franklin, TN 37068

Re: ADR 287 (RR 05L-37)
Marsha Blackburn for Congress, Inc. and Tea Hoffman, Treasurer

Dear Ms. Hoffman:

The Reports Analysis Division ("RAD") of the Federal Election Commission ("FEC" or "Commission") determined that matters arising from its recent review of the 2004 records filed by the Marsha Blackburn for Congress, Inc. and Tea Hoffman, Treasurer ("Respondents" or the "Committee") warranted further examination for possible violation of the Federal Election Campaign Act of 1971, as amended. The Commission, thereafter, reviewed the file and voted on September 6, 2005 to assign this matter to the FEC's Alternative Dispute Resolution Office ("ADRO") for processing.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with Respondents. The ADR Program provides Respondents with an opportunity to negotiate, and if necessary, mediate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations and/or mediation are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the Program, i.e., negotiation and/or mediation, you must: 1) indicate in writing a willingness to have your case submitted to the ADR process; 2) agree to participate in the bilateral negotiations and if necessary, mediation; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO and the focus of our subsequent negotiations are summarized as follows:

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
999 E STREET N.W., WASHINGTON, DC 20463
TELEPHONE: 202.694.1665 FAX: 202.219.0613
EMAIL: lfraser@fec.gov

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RAD referred Marsha Blackburn for Congress and Tea Hoffman, Treasurer (“Respondents” or the “Committee”) for failing to disclose all receipts and disbursements on two reports. Respondents filed an amended 2004 12 Day Pre-General Report that disclosed additional disbursements totaling \$50,046.96. The disclosure of these disbursements resulted in a 100% increase over the disbursements reported in the original 12 Day Pre-General Report. Additionally, the Committee filed an amended 2004 30 Day Post General Report that disclosed additional receipts totaling \$61,856.00. The disclosure of these additional receipts resulted in a 932% increase over receipts reported in Respondents’ original 2004 30 Day Post General Report. Respondents stated, in response to the Requests for Additional Information sent to the Committee relative to these reports, that incorrect coverage dates were put into the software, thus retrieving incorrect figures. When the Committee discovered the errors, amended reports were filed.

If after reviewing this letter and the enclosed brochure, which describes the ADR program, Respondents would like this case selected for ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR Program form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC’s Office of General Counsel and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as **ADR 287**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,

Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office
202-694-1665

Enclosures: Brochure
Commitment to Submit Matter to ADR
Designation of Representative/Counsel