



THE FEDERAL ELECTION COMMISSION
Washington, DC 20463

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SECRETARIAT

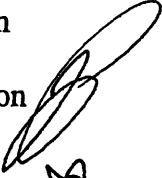
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
MEMORANDUM

September 28, 2005

TO: The Commission

THROUGH: James A. Pehrkon 
Staff Director

FROM: Allan D. Silberman 
Director, ADR Office

BY: Lynn M. Fraser 
Assistant Director, ADR Office

SUBJECT: ADR 295 New York State Committee of the Working Families Party
and Lawrence J. Hanley, Treasurer
Recommendation to Assign

On August 31, 2005, the ADR Office received RR 05L-49 to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case is appropriate for ADR and recommend that it be assigned to the ADR Office.

SUMMARY: RAD referred the New York State Committee of the Working Families Party and Lawrence J. Hanley, Treasurer ("Respondents" or the "Committee") for failing to file one (1) 48-Hour Notice totaling \$19,152.32 and four (4) 24-Hour Notices totaling \$64,765.48 to support seven (7) independent expenditures disclosed on the 2004 30 Day Post-General Report. These expenditures were reported on Schedules E on the 2004 30 Day Post-General Report, but the appropriate Notices were not filed. In response to the RFAI sent by RAD, Respondents stated that they were unaware of the 48-Hour and 24-Hour Notice requirements of the FECA. Respondents contend that the independent expenditures were properly disclosed in the 30 Day Post-General Report which was filed timely.

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Attached for the Commission's review is the ADR Case Analysis Report. The ADR Case Analysis Report includes an analysis of the case and a description of the issues that the ADR Office anticipates addressing if the case is assigned to ADR. In addition, the ADR Case Analysis Report has been reviewed by the Office of General Counsel, which concurs in the description of the case.

If the Commission concurs in the recommendation, the above case description will be provided to Respondents as part of ADR Office's notification package sent to Respondents.

RECOMMENDATION:

1. **Assign ADR 295/RR 05L-49 to the ADR Office.**

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ADR CASE ANALYSIS REPORT

ADR Case: 295

RAD Referral: 05L-49

Date Forwarded to ADRO: 8/31/05

Date Reviewed by ADRO: 9/21/05

Respondents:

1. New York State Committee of the Working Families Party
2. Lawrence J. Hanley, Treasurer

Respondents' Rep.: Lawrence Hanley

Committee Type: Unauthorized

Committee Name: New York State Committee of the Working Families Party

District & State: N/A

Election Cycle: 2004

Summary of Referral: RAD referred the New York State Committee of the Working Families Party and Lawrence J. Hanley, Treasurer ("Respondents" or the "Committee") for failing to file one (1) 48-Hour Notice totaling \$19,152.32 and four (4) 24-Hour Notices totaling \$64,765.48 to support seven (7) independent expenditures disclosed on the 2004 30 Day Post-General Report. These expenditures were reported on Schedules E on the 2004 30 Day Post-General Report, but the appropriate Notices were not filed.

Respondents' Reply to RAD: In response to the RFAI sent by RAD, Respondents stated that they were unaware of the 48-Hour and 24-Hour Notice requirements of the FECA. Respondents contend that the independent expenditures were properly disclosed in the 30 Day Post-General Report which was filed timely. In addition, the Committee stated that its internal procedures manual now includes instructions on the filing of 48-Hour and 24-Hour Notices.

Issues:

- 48-Hour and 24-Hour Notices 2 U.S.C. §§ 434(g)(1)-(2), 11 C.F.R. §§ 104.4(b)(2), 104.4(c)

Recommendation:
Assign to ADRO

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