



FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, DC 20463

January 11, 2006

Chrissie Hastie, Treasurer
Porter for Congress
P.O. Box 26087
Las Vegas, NV 26087

Re: ADR 296/RR 05L-50

Dear Ms. Hastie:

Enclosed is the signed copy of the agreement between the Federal Election Commission and the Porter for Congress Committee and you as Treasurer, resolving the matter that was initiated by a review of reports pertaining to the 2004 30 Day Post-General Report filed by the Committee. The agreement, ADR 296/RR 05L-50, was approved by the Federal Election Commission on January 6, 2006 -- the effective date of the agreement.

As you are aware, the settlement agreement will be made part of the record that is released to the public. In addition, as of January 1, 2004, the Commission also will place on the record copies of correspondence exchanged between your office and this office prior to our entry into settlement negotiations and reports prepared by this office to assist the Commission in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

This agreement effectively resolves the issues raised in the aforementioned review of the records of the Porter for Congress Committee.

I appreciate your assistance in resolving this matter and helping to bring this case to a mutually satisfactory conclusion.

Sincerely,

A handwritten signature in black ink, appearing to read "Allan D. Silberman", is written over a horizontal line. The signature is stylized and cursive.

Allan D. Silberman,
Director, ADR Office

Enclosure: a/s

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FEDERAL ELECTION COMMISSION
Washington, DC 20463

Case Number ADR 296
Source: RR 05L-50
Case Name: Porter for Congress

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission ("the Commission") pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following a review of the record and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended ("the FECA" or "Act"), and to resolve this matter, the Commission entered into negotiations with Chrissie Hastie on behalf of the Porter for Congress Committee and Chrissie Hastie, Treasurer (the "Respondents" or the "Committee"). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents have addressed all the issues raised in this matter. The parties have agreed to resolve the matter according to the following terms:

1. The Commission has entered into this agreement as part of its responsibility for administering the Federal Election Campaign Act and in an effort to promote compliance with the FECA on the part of Respondents. The Commission's use of ADR procedures is authorized in "The Administrative Dispute Resolution Act of 1996", 5 U.S.C. § 572 and is an extension of 2 U.S.C. § 437g.
2. The Respondents have voluntarily entered into this agreement with the Commission.
3. The Reports Analysis Division determined that Respondents failed to disclose additional debt totaling \$55,000 on the Committee's 2004 30 Day Post-General Report. The Committee's original 2004 30-Day Post General Report, filed on December 2, 2004, disclosed total debt of \$25,000. An amended 30 Day Post General Report, filed on May 19, 2005, disclosed total debt of \$80,000 – a \$55,000 or 220% increase over the debt listed on Respondent's original 2004 30-Day Post General Report.
4. Treasurers of political committees are required to file reports of receipts and disbursements in accordance with the provisions of the Act and regulations. 2 U.S.C. § 434(a)(1) and 11 C.F.R. § 104.1(a). Each report shall disclose, *inter alia*, the amount and nature of outstanding debts and obligations owed by or to a political committee. 2 U.S.C. § 434(b)(8) and 11 C.F.R. § 104.3(d).
5. Respondents explained that after filing the original 2004 30-Day Post General Report on December 2, 2004, they filed an amended 30-Day Post General Report on May 19, 2004 to correct inadvertent errors in listing the Committee's indebtedness. In a Miscellaneous Electronic Report filed on June 20, 2005, Respondents noted that at the time the original 2004 Post-General Report was filed, they believed the amount of debt disclosed was

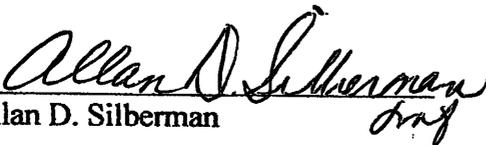
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"complete and accurate". Respondents' thereafter explained that as soon as they became aware of the Committee's outstanding debts, appropriate reports were amended to correctly reflect the additional information.

6. Respondents explained that the missing information on the Committee's \$55,000 in expenditures arose as result of a consultant's delay in billing them for services rendered and missing billing statements on two other service contracts. Without the necessary documentation, Respondents noted they were unable to record and disclose the Committee's indebtedness. In order to avoid a repetition of similar errors in the future, Respondents agree to: 1) establish new procedures to ensure that all contracts for services are recorded and the approval process coordinated with the appropriate Committee staff; 2) provide internal training for Committee staff on handling the FECA requirements for reporting debt; 3) prepare and maintain a manual of the Committee's operating procedures in order to comply with the Commission's reporting requirements; and 4) pay a civil penalty to \$3,500.
7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if the Respondents fail to comply with the terms of this settlement, the Commission may undertake civil action in the U.S. District Court for the District of Columbia to secure compliance and/or forward any outstanding civil penalty to the US Treasury for collection.
9. This agreement will become effective on the date signed by the parties and approved by the Commission. Respondents shall comply with the terms of settlement listed in paragraph six (6) above within thirty (30) days except for items two (2) and three (3) in said paragraph within ninety (90) days of the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 296/RR 05L-50 and effectively resolves this matter. No other statement, promise or Agreement, either written or oral, made by either party, not included in herein, shall be enforceable.

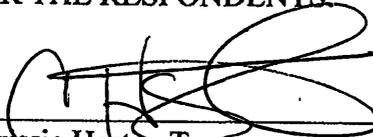
FOR THE COMMISSION:

Allan D. Silberman,
Director Alternative Dispute Resolution Office


Allan D. Silberman

1/06/06
Date

FOR THE RESPONDENTS:


Chrissie Hastie, Treasurer
Porter for Congress

12/15/05
Date

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