



THE FEDERAL ELECTION COMMISSION
Washington, DC 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2006 JAN 24 P 1:07

MEMORANDUM

January 23, 2006

SENSITIVE

TO: The Commission

THROUGH: Robert J. Costa *RC*
Acting Staff Director

FROM: Allan D. Silberman *ADS*
Director, ADR Office

BY: Lynn M. Fraser *LF*
Assistant Director, ADR Office

SUBJECT: ADR 303 Forest D. Jones, aka A Concerned Citizen
Recommendation to Approve Settlement Agreement

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 303 (MUR 5662). This case was opened on November 5, 2005 and was assigned to the ADR Office on December 16, 2005.

SUMMARY: Mary Ann Galic ("Complainant") alleges that a full page advertisement, urging the defeat of Congressman Dave Camp in 2006, was placed anonymously in the Traverse City Record-Eagle on April 21, 2005. The disclaimer at the bottom of the advertisement stated: "This is not a partisan issue. I am not, nor have I ever been, a Democrat. Paid for by: A concerned citizen. PO Box 6346, Traverse City, MI 49686." Complainant alleges, in addition to the inadequate disclaimer, there appeared to be no report of the independent expenditure made, which Complainant estimated to be between \$4,000 and \$4,500. Forest D. Jones, aka A Concerned Citizen, ("Respondent") argues that he did not intend to violate federal law. He knew of no announcement by Representative Camp about an intention to run for reelection at the time he ran the advertisement, and, in fact, did not intend his comments to be directed solely against Representative Camp. Respondent contends that he intended to merely express his opinion, and that he did it anonymously because he feared the reaction of fanatics. In addition, Respondent stated that he paid \$1,829.52 for the advertisement.

RECOMMENDATIONS:

1. Approve the attached settlement agreement of Forest D. Jones aka A Concerned Citizen.
2. Approve the appropriate letters.
3. Close the file on this matter.

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