



**Federal Election Commission
Washington, DC 20463**

September 26, 2006

Odin Anderson, Esq.
4 Long Fellow Place
Boston, MA 02114

Re: ADR # 311
Lyndon LaRouche PAC and Barbara Boyd, Treasurer

Dear Mr. Anderson:

Enclosed is the signed copy of the agreement resolving the referral initiated on September 26, 2005 with the Federal Election Commission ("FEC/Commission") against Lyndon LaRouche PAC ("Respondents"). The agreement for ADR 311 (RR 05L-55) was approved by the Commission on September 14, 2006 – the effective date of the agreement.

Note that paragraph 10 of the agreement specifies that Respondents shall comply with the term (a) within thirty days (30) days of the effective date of this agreement. Respondents shall comply with term (b) by making the first payment within thirty (30) days, and the second payment within sixty (60) days, of the effective date of the agreement. Please forward to this office, a statement confirming Respondents' compliance with the terms listed in paragraph 7 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 7.

As you are aware, the settlement agreement will be made part of the record that is released to the public. The Commission will also place on the record copies of the referral, correspondence exchanged between your office and this office prior to our entry into settlement negotiations and reports prepared for the Commission by this office to assist 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.

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This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities regarding violations of federal election campaign laws. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

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

Enclosure: Agreement

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**Federal Election Commission
Washington, DC 20463**

Case Number ADR 311
Source RAD 05L-55
Case Name Lyndon LaRouche
Political Action Committee

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission ("Commission") pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, ("FECA") and resolve this matter, the Commission entered into negotiations with Odin P. Anderson, Esq., representing the Lyndon LaRouche Political Action Committee and Barbara M. Boyd, in her official capacity as Treasurer ("the Committee" or "Respondents"). 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 addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures ("ADR") 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. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division referred Respondents for failing to file three (3) 48-Hour Notices disclosing thirteen (13) independent expenditures totaling \$71,946.21, made up to and including the 20th day before the 2004 General Election. Respondents also failed to file five (5) 24-Hour Notices disclosing thirteen (13) independent expenditures totaling \$62,513.70 made less than 20 days, but more than 24 hours, before the 2004 General Election. These independent expenditures were disclosed on the 2004 30 Day Post-General and Year End Reports for the 2003-2004 election cycle.
4. The FECA and the implementing regulations require that a political committee which makes, or contracts to make, independent expenditures in connection with an election may have to file 48-Hour and 24-Hour Notices with the Commission. The 48-Hour

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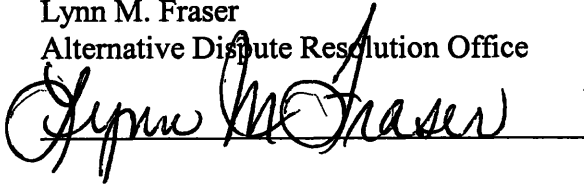
Notice requirement will be triggered each time the committee makes independent expenditures aggregating \$10,000, or more, at any time up to, and including, the 20th day before the date of an election. 2 U.S.C. § 434(g)(2), 11 C.F.R. § 104.4(b)(2).

5. The 24-Hour Notice requirement is triggered each time the committee makes independent expenditures aggregating \$1,000, or more, after the 20th day, but more than 24 hours, before the day of the election. 2 U.S.C. § 434(g)(1), 11 C.F.R. § 104.4(c).
6. Respondents acknowledge an inadvertent violation of FECA, due to their misunderstanding of the requirement of 24-Hour and 48-Hour Notices. Respondents contend that the independent expenditures were disclosed on Schedules E, but at the time the Committee was staffed by inexperienced volunteers who did not realize the significance of the 48-Hour and 24-Hour Notices, nor how to calculate the trigger dates. Respondents assert that they hired experienced staff, and the Treasurer now reviews all financial activity prior to submitting a report to the Commission.
7. Respondents, in an effort to avoid similar errors in the future, agree to: (a) develop a compliance manual for staff reference; (b) pay a civil penalty of \$7,000 in two payments of \$3,500 each, the first made within thirty (30) days and the second within sixty (60) days of the effective date of this agreement; and (c) attend a FEC seminar on campaign finance within twelve (12) months of the effective date of this agreement.
8. 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.
9. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection, or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
10. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the term (a) within thirty (30) days of the effective date of this agreement. Respondents shall comply with the term (b) by making the first payment within thirty (30) days, and the second payment within sixty (60) days, of the effective date of the agreement. Respondents shall comply with the term (c) within twelve (12) months of the effective date of this agreement.
11. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 311 (RAD 05L-55), and effectively resolves the issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

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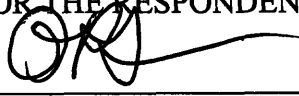
FOR THE COMMISSION:

Lynn M. Fraser
Alternative Dispute Resolution Office



9/14/06
Date Signed

FOR THE RESPONDENTS:



Odin P. Anderson, Esq.
Representing the Lyndon LaRouche Political Action Committee
and Barbara M. Boyd, Treasurer

8/5/2006
Date Signed

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