



THE FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**MEMORANDUM**

January 3, 2007

TO: The Commission

THROUGH: Patrina M. Clark  
Staff Director

FROM: Lynn M. Fraser, Acting Director  
Alternative Dispute Resolution Office

SUBJECT: ADR 327 ClayforCongress.Com and Thomas Rogers, Treasurer,  
Recommendation to Approve Settlement Agreement

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to **ADR 327 (RR 05L-56)**. This case was opened on May 19, 2006, and was assigned to the ADR Office on June 29, 2006.

**SUMMARY:** RAD referred ClayForCongress.Com and Thomas Rogers (the "Respondents" or the "Committee") for failing to disclose all financial activity on their 2004 October Quarterly Report. Respondents filed an amended 2004 October Quarterly Report that disclosed additional disbursements totaling \$247,519.72. Respondents filed the Amended 2004 October Quarterly Report on May 20, 2005.

Respondents contend that the omission was due to the disbanding of the campaign staff following the candidate's loss, and the fact that the media buy was done by wire transfer, with the bank statement reflecting the transfer arriving after the report was filed. Respondents advised that they corrected the public record, and completely disclosed all campaign activity.

**RECOMMENDATIONS:**

1. Approve the attached settlement agreement of ClayForCongress.Com and Thomas Rogers, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.

Recommendation to Approve  
Settlement Agreement  
ADR 327 (RR 05L-56)  
Page 1

27190270855