



**Federal Election Commission  
Washington, DC 20463**

March 16, 2007

Neil Reiff, Esq.  
Sandler, Reiff & Young, P.C.  
50 E Street, SE, Suite 300  
Washington, DC 20003

Re: ADR #342  
Indiana Democratic Congressional Victory Committee and Linda Buzinec,  
Treasurer

Dear Mr. Reiff:

Enclosed is the signed copy of the agreement resolving the referral initiated on July 19, 2006 with the Federal Election Commission ("FEC/Commission") against Indiana Democratic Congressional Victory Committee and Linda Buzinec, Treasurer ("Respondents"). The agreement for ADR 342 (RAD 06L-21) was approved by the Commission on March 7, 2007 - the effective date of the agreement.

Note that paragraph 10 of the agreement specifies that Respondents shall comply with the terms of this settlement within thirty (30) days of the effective date of the agreement. Please forward to this office, a statement confirming Respondent's 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.

This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory

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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, Assistant Director  
Alternative Dispute Resolution Office  
202-694-1665

Enclosure: Agreement

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Federal Election Commission  
Washington, DC 20463

Case Number ADR 342  
Source RAD 06L-21  
Case Name Indiana Democratic  
Congressional Victory 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 Neil Reiff, Esq., representing the Indiana Democratic Congressional Victory Committee and Linda Buzinec, 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 guided by "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 ("RAD") referred Respondents for failing to disclose all financial activity on their 2005 September Monthly Report. Respondents filed their original 2005 September Monthly Report on September 20, 2005. The Committee filed an Amended 2005 September Monthly Report on December 30, 2005 that disclosed additional receipts of \$65,166.94, and additional disbursements of \$61,791.56.
- 4 Treasurers of political committees are required to report all financial activity, including all receipts and disbursements, pursuant to the FECA. 2 U.S.C. §§ 434(a), 434(b), 11 C.F.R. §§ 104.1, 104.3.
- 5 A state, district or local committee of a political party that has established separate Federal and non-Federal accounts, including related allocation accounts under 11 C.F.R. § 102.5 must report all payments that are allocable between these accounts pursuant to the allocation rules in 11 C.F.R. § 106.7. Disbursements for activities that

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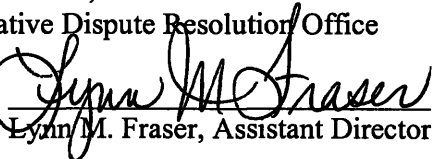
are allocable between Federal and Levin accounts, including related allocation accounts, must be reported pursuant to 11 C.F.R. § 300.36. 11 C.F.R. § 104.17.

- 6 Respondents acknowledge filing an amended 2005 September Monthly Report that disclosed additional receipts and disbursements. Respondents contend, however, that the additional receipts and disclosures were due to an allocation error on the state portion of items paid. Respondents further contend a data importing error, that the Committee subsequently corrected, did not adequately report the state portion of some transactions in the original report.
7. Respondents, in an effort to avoid similar errors in the future, agree to: (a) develop a compliance desk manual for Committee staff reference; and (b) pay a civil penalty of \$1,000.
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 terms within thirty (30) days from the effective date of this agreement.
11. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 342 (RAD 06L-21), 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.

FOR THE COMMISSION:

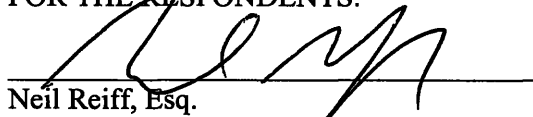
Deborah Kant, Director  
Alternative Dispute Resolution Office

By:

  
Lynn M. Fraser, Assistant Director

3/06/07  
Date Signed

FOR THE RESPONDENTS:

  
Neil Reiff, Esq.  
Representing the Indiana Democratic Congressional  
Victory Committee and Linda Buzinec, Treasurer

2/20/07  
Date Signed