



Federal Election Commission
Washington, DC 20463

December 20, 2006

REVISED

Christopher D. Ruckman
Tom Hayhurst for Congress Committee
P.O. Box 40058
Fort Wayne, IN 46804

Re: ADR 354 (MUR 5798)

Dear Mr. Ruckerman:

On August 25, 2006, the Federal Election Commission ("FEC" or "Commission") notified Tom Hayhurst for Congress Committee of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with the notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and take no further action against the Respondents Tom Hayhurst for Congress Committee and Christopher D. Ruckman, Treasurer. In its memorandum to the Commission, dated December 6, 2006, this office stated:

Summary: The Complainant alleges that Tom Hayhurst for Congress, Christopher D. Ruckman, Treasurer and Thomas Eldon Hayhurst ("Respondents" or the "Committee") continued to display her name as Treasurer, and that of her husband, as Assistant Treasurer, after they resigned their positions as Treasurer and Assistant Treasurer respectively. The complaint goes on to state that the Complainant and her husband submitted letters of resignation effective June 30, 2006, with the understanding that they would file the 2006 July Quarterly Report. The complaint further alleges that Respondents continued to use signs, banners, donor cards and similar campaign materials with fraudulent disclaimers, as the disclaimers reflected the Complainant's name as Treasurer, and that of her husband, as Assistant Treasurer, long after their resignation.

Respondents contend that their campaign communications accurately reflect who paid for and authorized the production of the communications at issue. After the resignation of Complainant as Treasurer, the Committee filed an amended Statement of Organization with the Commission, identifying the new Treasurer. As the signs, banners, donor cards and other communications referred to in the complaint accurately reflect who paid for and authorized the communications at the

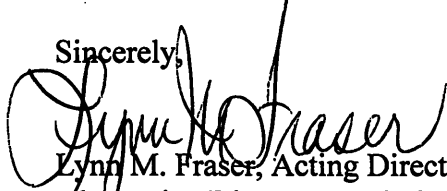
time they were produced, the Committee believes the disclaimers are in compliance with the FECA.

Accordingly, the Commission closed its file in this matter on December 12, 2006.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondents and the Commission, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

If you have any questions regarding this matter please be in touch. My telephone number is 202-694-1665.

Sincerely,



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

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