



Federal Election Commission
Washington, DC 20463

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MEMORANDUM

February 12, 2007

SENSITIVE

TO: The Commission
THROUGH: Patrina M. Clark *me*
Staff Director
FROM: Margarita Maisonet *mm*
Chief Compliance Officer
Deborah Kant *DK*
Director, ADR Office
BY: Lynn M. Fraser *ld*
Assistant Director, ADR Office

SUBJECT: ADR 367 Stop Union Political Abuse and Linda Chavez, Treasurer,
Recommendation to Assign

On November 27, 2006, the ADR Office received RAD 06L-32 to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case is appropriate for ADR, and recommend that it be assigned to the ADR Office. The ADR Office Recommendation includes an analysis of the case, and a description of the issues that the ADR Office anticipates addressing if the case is assigned to ADR. In addition, the Office of General Counsel reviewed the ADR Recommendation, and concurs in the description of the case.

If the Commission concurs in the recommendation, this case description will be provided to Respondents as part of ADR Office's notification package sent to Respondents.

ADR Case: ADR 367

Source No. RAD 06L-32

Respondents:
Stop Union Political Abuse
Linda Chavez, Treasurer

Respondents' Rep.:
Linda Chavez

Complainant: RAD

Committee Name: Stop Union Political Abuse

Date Referral Filed: 11/27/06

Committee Type: Non-authorized

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Date Forwarded to ADRO: 11/27/06

District #/or State: N/A

Election - Won/Lost: N/A

Election Cycle: 2006

Summary of Case: RAD referred the Stop Union Political Abuse and Linda Chavez, Treasurer (“Respondents” or the “Committee”) for failing to timely file three (3) 48-Hour Notices. The Notices should have been filed for eight (8) independent expenditures totaling \$39,117.37 made between January 1st and the 20th day before the 2006 Senate Primary Election held in the State of New York on September 12, 2006.

Specifically, after the Committee filed its 2006 April Quarterly Report, RAD sent a RFAI on June 14, 2006, noting that the Committee may have failed to file one or more required 48-Hour Notices. In the referral, RAD noted that Prior Notices listing official filing dates for quarterly filers were sent to the Committee on December 28, 2005 and March 22, 2006. The Notices included a section on 48-Hour and 24-Hour Notices of Independent Expenditures which explained the requirement for filing the notices and what triggered the requirement. On July 17, 2006, the Committee called the Commission to ask if they should file the 48-Hour Notices, albeit untimely. After the Committee filed these notices on August 4, 2006, the Commission received no other communication or response from Respondents.

RECOMMENDATION:

- 1. Assign ADR 367/RAD 06L-32 to the ADR Office.**

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