



FEDERAL ELECTION COMMISSION
Washington, DC 20463

March 8, 2007

Roger Levine
P.O. Box 2318, Suite 335
Stone Mountain, GA 30086

Re: ADR 374 (AR 06-05)
Denise Majette for Senate and Roger Levine, Treasurer

Dear Mr. Levine:

The Audit Division of the Federal Election Commission ("FEC" or "Commission") determined that matters arising from its recent review of the Denise Majette for Senate records warranted further examination for possible violation of the Federal Election Campaign Act of 1971, as amended. The Commission, thereafter, reviewed the file and voted on March 5, 2007 to assign this matter to the FEC's Alternative Dispute Resolution Office ("ADRO") for processing.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with Denise Majette for Senate and Roger Levine, Treasurer ("Respondents" or the "Committee"). The ADR Program provides Respondents with an opportunity to negotiate, and if necessary, mediate a settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations and/or mediation are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the Program, i.e., negotiation and/or mediation, you must: 1) indicate in writing a willingness to have your case submitted to the ADR process; 2) agree to participate in the bilateral negotiations and if necessary, mediation; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations are summarized as follows:

SUMMARY: This referral is from the Audit Division alleging two violations by Denise Majette for Senate (DMFS): Improper recordkeeping: Based on a sample review, approximately 19% of the operating expenditures were not properly documented. The errors were all for disbursements greater than \$200 for which there were no canceled

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checks, wire confirmations, or vendor invoices. Cash Disbursements: DMFS issued five checks totaling \$17,905, four made payable to an employee and one made payable to a consultant during July 2004 which were used to make subsequent cash payments to numerous vendors and individuals. Additionally, DMFS failed to maintain sufficient supporting documentation from the recipients of the cash payments. DMFS submitted copies of the negotiated checks for the transactions in question and stated that it had therefore complied with the law regarding cash disbursements.

If after reviewing this letter and the enclosed brochure, which describes the ADR program, Respondent(s) would like this case selected for ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR Program form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC's Office of General Counsel, and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as 374. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,



Deborah R. Kant, Director
Alternative Dispute Resolution Office
202-694-1661

Enclosures: Brochure
Commitment to Submit Matter to ADR
Designation of Representative/Counsel