



Federal Election Commission
Washington, DC 20463

September 5, 2007

Ed Roberson
Tennessee Republican Party Federal Election Account
2424 21st Avenue, Suite 200
Nashville, TN 37212

Re: ADR # 390
Tennessee Republican Party Federal Election Account and Ed Roberson,
Treasurer

Dear Mr. Roberson:

Enclosed is the signed copy of the agreement resolving the referral initiated on May 4, 2007 with the Federal Election Commission ("FEC/Commission") against Tennessee Republican Party Federal Election Account and Ed Roberson, Treasurer ("Respondents"). The agreement for ADR 390 (RR 07L-14) was approved by the Commission on August 29, 2007 – the effective date of the agreement.

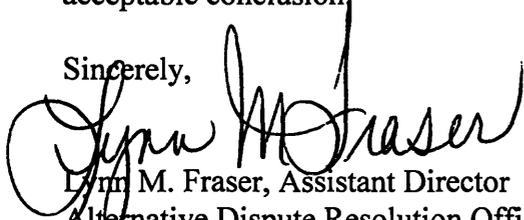
Note the specific time frames for compliance in paragraph 9 of the agreement. Please forward to this office, a statement confirming Respondent's compliance with the terms listed in paragraph 6 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 6. **The civil penalty should be sent to the attention of the Accounting/Finance Office of the FEC. Please note the ADR case number on the civil penalty check to ensure crediting to the correct case.**

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.

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This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory 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 390
Source RR 07L-14
Case Name Tennessee Republican Party
Federal Election Account

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 Ed Roberson representing the Tennessee Republican Party Federal Election Account and Ed Roberson, in his 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.

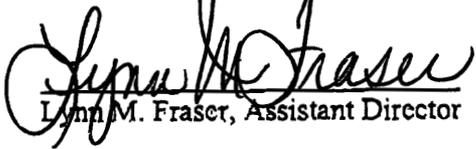
Negotiations between the Commission and Respondents addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

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 referred Respondents for failing to file a complete disclosure of financial activity on their 2004 May Monthly Report. Respondents filed their original 2004 May Monthly Report on May 24, 2004. Respondents filed an amended 2004 May Monthly Report on July 20, 2004 that disclosed \$148,074.16 in additional disbursements.

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4. Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. 2 U.S.C. §§ 434(a)(1), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(b).
 5. Respondents contend that the disclosure of the additional disbursements related to transfers from the federal account to the non-federal account. Respondents further contend that these transfers were necessary due to earlier amended reports disclosing shared federal and non-federal administrative costs, as well as an excessive contribution. While the transfers were made during the 2004 May Monthly reporting period (4/1/04-4/30/04), and entered into the software utilized by the Committee, Respondents assert the transfer code was misinterpreted, and thus the amounts were not added to the total disbursements for the reporting period. As soon as Respondents found the omissions, the amended 2004 May Monthly Report was filed.
 6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) appoint a compliance specialist to supervise reporting and training within ninety (90) days; (b) update and expand the Committee's Compliance Manual within ninety (90) days; and (c) pay a civil penalty of \$10,000.
 7. 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.
 8. 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.
 9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with terms (a) and (b) within ninety (90) days of the effective date of this agreement. Respondents shall comply with term (c) within thirty (30) days of the effective date of this agreement.
 10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 390 (RR 07L-14), 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 Ruth Kant, Director
Alternative Dispute Resolution Office

By: 
Lynn M. Fraser, Assistant Director

August 29, 2007
Date Signed

FOR THE RESPONDENTS:


Ed Roberson
Representing the Tennessee Republican Party Federal
Election Account and Ed Roberson, Treasurer

8/21/07
Date Signed

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