



Federal Election Commission  
Washington, DC 20463

November 25, 2008

Lisa Lisker  
228 South Washington Street, Suite 340  
Alexandria, VA 22314

Re: ADR 392 and ADR 432  
People for English Committee and Lisa Lisker, Treasurer

Dear Ms. Lisker:

Enclosed is the signed copy of the agreement resolving the referrals initiated on May 15, 2007 and November 5, 2007 with the Federal Election Commission ("FEC/Commission") against People for English Committee and Lisa Lisker, Treasurer ("Respondents"). The agreement for ADR 392 (RAD 07L-17) and ADR 432 (RAD 07L-50) was approved by the Commission on November 12, 2008 – the effective date of the agreement.

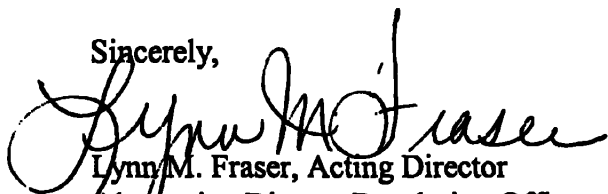
Note the specific time frames for compliance in paragraph 10 of the agreement. Please forward to this office, a statement confirming Respondent's compliance with the terms listed in paragraph 7 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 7 and contain the ADR caption and case numbers. **The civil penalty payment should be sent to the attention of the Accounting/Finance Office of the FEC. The civil penalty under the agreement is due on December 26, 2008. Please put the ADR case numbers on the civil penalty check as well, 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 complaint/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 these cases to a mutually acceptable conclusion.

Sincerely,



Lynn M. Fraser, Acting Director  
Alternative Dispute Resolution Office  
202-694-1665

Enclosure: Agreement

cc: Angela Dillard, Finance and Accounting Office  
Ken Pezzella, Finance and Accounting Office  
Room 819

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**Federal Election Commission  
Washington, DC 20463**

Case Number: ADR 392

Source: RAD 07L-17

Case Number: ADR 432

Source: RAD 07L-50

Case Name: People for English

### **NEGOTIATED SETTLEMENT**

These matters were 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 matters, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve these matters, the Commission entered into negotiations with Don McGahn, Esq. representing People for English and Lisa Lisker, 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 these referrals. The parties agree to resolve the matters 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. In ADR 392 the Reports Analysis Division (RAD) referred Respondents for failing to file a complete disclosure of financial activity on their 2006 12 Day Pre-General Report. Respondents filed the original 2006 12 Day Pre-General Report on October 26, 2006. Respondents filed an amended 2006 12 Day Pre-General Report on December 6, 2006 that disclosed additional receipts totaling \$54,775.
4. In ADR 432, RAD referred Respondents for failing to disclose all financial activity on their 2006 October Quarterly Report, and for disclosing additional financial activity on their 2006 12 Day Pre-General Report. Respondents filed their original 2006 October Quarterly Report on October 13, 2006, followed by an amended 2006 October Quarterly Report on July 14, 2007 that disclosed an

ADR 392 (RAD 07L-17)

ADR 432 (RAD 07L-50)

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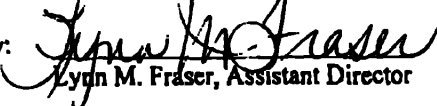
increase in receipts of \$70,380.32. Respondents filed an additional amended 2006 12 Day Pre-General Report on July 14, 2007 that disclosed an increase in disbursements of \$63,443.

5. The FECA requires that treasurers of political committees disclose all financial activity, including all receipts and all disbursements. 2 U.S.C. §§ 434(a)(1), 434(b)(2), 11 C.F.R. §§ 104.1, 104.3(a).
6. Respondents acknowledge inadvertent errors due to health challenges of the former Treasurer. Committee staff, who attempted to fill in following the subsequent medical emergency, were inexperienced and entered incorrect codes when inputting financial data, resulting in some transactions not being recorded. As soon as the Committee realized there were errors, it hired an experienced compliance specialist, who did a complete reconciliation of 2006 financial records and Commission reports. Respondents then filed additional amended reports to correct any errors.
7. Respondents, in an effort to avoid similar errors in the future, agree to: (a) send a representative to a FEC seminar within twelve months of the effective date of the agreement; and (b) pay a civil penalty of \$5000.
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 term (a) within twelve months from the effective date of this agreement. Respondents shall comply with term (b) within thirty (30) days from the effective date of this agreement.
11. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 392 (RAD 07L-17) and ADR 432 (RAD 07L-50), and resolves only those issues identified in paragraphs 3 and 4 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

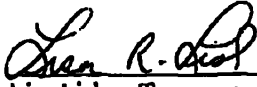
By:

  
Lynn M. Fraser, Assistant Director

11-12-08

Date Signed

FOR THE RESPONDENTS:



Lisa Lisker, Treasurer  
Representing People for English and  
Lisa Lisker, Treasurer

1-16-08

Date Signed