



Federal Election Commission  
Washington, DC 20463

June 26, 2007

Neil Reiff, Esq.  
Sandler, Reiff & Young, P.C.  
50 E Street, SE #300  
Washington, DC 20003

Re: ADR 394 (MUR 5894)

Dear Mr. Reiff:

On December 29, 2006, the Federal Election Commission ("FEC" or "Commission") notified Jasper County Democratic Party 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 to issue an admonishment, but take no further action against the Respondents Jasper County Democratic Party and Freddie Brantley, Treasurer. In its memorandum to the Commission, dated June 13, 2007, this office stated:

**Summary:** Complainant alleges that JCDP and its Treasurer, Freddie Brantley, failed to report certain FEA Type III, advocating the election of a federal candidate for the 2<sup>nd</sup> District of South Carolina, Michael Ellisor. With respect to the advertisements in local newspapers, Complainant also alleges that these ads exceeded the FEC reporting threshold and that they lack the proper written disclaimers. In response, JCDP explains that the cost of all the ads attributable to campaigning for the one federal candidate out of the 15 Democratic candidates was \$50, well below the \$1000 threshold for political committee status. The Respondents admit that the written disclaimers did not comply with all the FECA's requirements in that the disclaimers did not contain a statement of authorization or non-authorization by the candidate, and there were no printed boxes. The Respondents assert that all future ads will comport with the FECA.

Accordingly, the Commission closed its file in this matter on June 20, 2007. The Commission reminds you, however, that failing to include an adequate and appropriate disclaimer on public communications, is a violation of the Federal Election Campaign Act.

2 U.S.C. § 441d and 11 C.F.R. § 110.11(a)-(c). You should take steps to ensure that all the Committee's public communications comply with the FECA in the future.

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 202-694-1661.

Sincerely,

  
Deborah Ruth Kant, Director,  
Alternative Dispute Resolution Office

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