



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 396 (MUR 5894)

Dear Mr. Reiff:

On December 28, 2006, the Federal Election Commission ("FEC" or "Commission") notified Beaufort County Democratic Party and 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 Beaufort County Democratic Party and Allan Yard, Treasurer. In its memorandum to the Commission, dated June 13, 2007, this office stated:

Summary: Complainant makes the same allegations as in ADRs 394, 395, and also contends that BCDP and its Treasurer Allan Yard distributed flyers the day before the election in a similar format to the newspaper ads. In addition, Complainant contends that BCDP made a contribution to Michael Ellisor from its state account. Respondents assert that the cost of the advertisements and flyers attributable to the federal candidate was less than \$100, well below the \$1000 threshold for registering with the Commission and filing FEC reports. The ADRO notes that an attachment to the complaint reflects a contribution of \$250 to Michael Ellisor.

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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