



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

August 16, 2007

Dr. Vern Otte  
1910 Sunderland Place, NW  
Suite 710  
Washington, DC 20036

Re: ADR 410 (RAD 07L-26)  
American Veterinary Medical Association PAC and Dr. Vern Otte, Treasurer

Dear Dr. Otte:

The Reports Analysis Division of the Federal Election Commission ("FEC" or "Commission") determined that matters arising from its recent review of reports filed by the American Veterinary Medical Association PAC 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 August 14, 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 American Veterinary Medical Association PAC and Dr. Vern Otte, Treasurer ("Respondents" or the "Committee"). The ADR Program provides Respondents with an opportunity to negotiate, and if appropriate, mediate 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 appropriate, 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:

Federal Election Commission, Alternative Dispute Resolution Office  
999 E Street N W , Washington, DC 20463  
Telephone 202 694 1665 Fax. 202 219 0613  
Email lfraser@fec.gov

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**SUMMARY:** Treasurers of political committees are required to report all financial activity, including all receipts. 2 U.S.C. § 434(b)(2), 11 C.F.R. § 104.3(a). In this case, Respondents (or "the Committee") failed to disclose \$52,221 in additional receipts on its 2006 30 Day Post-General Report. The Committee filed the original report on December 7, 2006 and amended it on January 4, 2007 with the additional receipts. In response to the RFAI and other inquiries by RAD concerning the amended report, the Committee explained that due to the high volume of contributions during the time period covered by the 30 Day Post General Report, the Committee could not upload the receipts into the reporting software until the day after the report was filed.

If after reviewing this letter and the enclosed brochure, which describes the ADR program, Respondents 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 for further processing, and the likelihood that the Committee will be audited may increase.

If you decide to participate in the ADR Program, please provide any additional responses Respondents would like to make, including proposed stipulations or terms to resolve the matter. **Please also provide some dates and times when you'd be available to discuss this matter in detail on a separate sheet of paper.** I will then review my calendar, so that a time can be scheduled.

This matter has been designated as ADR 410. Please refer to this number in future correspondence with the FEC. If you have any questions about the ADR Program, please contact me directly at the number given below.

Sincerely,



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

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