



Federal Election Commission
Washington, DC 20463

November 1, 2007

Christine Baker
1910 Sunderland Place, NW
Washington, DC 20036

Re: ADR # 410
American Veterinary Medical Association PAC and Dr. John De Ong, Treasurer

Dear Ms. Baker:

Enclosed is the signed copy of the agreement resolving the referral initiated on July 31, 2007 with the Federal Election Commission (“FEC/Commission”) against American Veterinary Medical Association PAC and Dr. John De Ong, Treasurer (“Respondents”). The agreement for ADR 410 (RAD 07L-26) was approved by the Commission on October 25, 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 and contain the ADR caption and case number. **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 November 25, 2007. Please put the ADR case number 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 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.

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,

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

Enclosure: Agreement

cc: Angela Dillard, Finance and Accounting Office
Room 819



**Federal Election Commission
Washington, DC 20463**

27190273413
Case Number ADR 410
Source RAD 07L-26
Case Name American Veterinary
Medical Association PAC

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election 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 Christine Baker, representing American Veterinary Medical Association PAC and Dr. John de Jong, in his official capacity as Treasurer (collectively "Respondents" or "the Committee"). 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. Respondents ("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.
4. 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).
5. Respondents further state that since the amended report, they hired a new PAC manager with experience in campaign finance for PACs and they retained the services of a certified public accountant to conduct an audit for 2006.

6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) certify to the Commission that the results of the 2006 audit meets professional accounting standards and that the FEC filings pertaining to 2006 activity are accurate on or before November 15, 2007; (b) draft a statement of the internal controls, as suggested in the Commission Policy Statement on April 5, 2007 and certify to the Commission that this statement has been issued; (c) hire an outside firm to review FEC filings; and (d) pay a \$1000 civil penalty.
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 the terms set forth in paragraph 6 within thirty (30) days from the effective date of this agreement.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 410 (RAD 07L-26), and effectively resolves only those 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:

By:


Deborah Ruth Kant, Director
Alternative Dispute Resolution Office

10/25/07
Date Signed

FOR THE RESPONDENTS:

Christine Baker
Christine Baker,
American Veterinary Medical
Association PAC and Dr. John de Jong, Treasurer

10.19.07
Date Signed