



FEDERAL ELECTION COMMISSION

WASHINGTON, D C. 20463

MEMORANDUM

November 25, 2008

TO: The Commission

THROUGH: Joseph F. Stoltz
Acting Staff Director

FROM: John D. Gibson
Chief Compliance Officer

Lynn M. Fraser *LMF*
Acting Director, ADR Office

SUBJECT: ADR 467 Engineers Political Education Committee/International Union of
Operating Engineers and Christopher J. Hanley, Treasurer
Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Develop and maintain a FECA compliance manual for staff reference, develop a written tracking and timely response process for all Requests for Additional Information from the Commission, send a representative to a FEC conference, pay a civil penalty of \$5,000 (amount in dispute \$452,717)

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 467 (RAD 08L-29). This case was activated by the ADR Office on September 19, 2008.

SUMMARY: The Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial activity on their 2007 October Monthly Report. The Committee filed its initial 2007 October Monthly Report on October 19, 2007. Respondents filed an amended 2007 October Monthly Report on November 20, 2007 that disclosed additional receipts aggregating \$452,717.49.

Respondents contend the inadvertent omission of receipts in the referenced report occurred due to the unexpected departure, three days before the report deadline, of the individual responsible for filing the report. In addition, Respondents assert other staff had little, or no, knowledge of the FECA filing requirements.

RECOMMENDATIONS:

1. Approve the attached settlement agreement of the Engineers Political Education Committee/International Union of Operating Engineers and Christopher J. Hanley, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.

28190280166