



**Federal Election Commission  
Washington, DC 20463**

April 7, 2009

Lee Slater  
Lee Slater Law  
2601 NW Expressway, Ste. 200W  
Oklahoma City, OK 73112

Re: ADR 471 (RR 07L-43)  
Oklahoma State Medical Association PAC and Dr. Johnny Roy, Treasurer

Dear Mr. Slater:

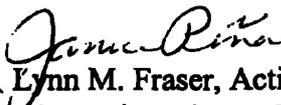
Enclosed is the signed copy of the agreement resolving the referral initiated on October 30, 2008 with the Federal Election Commission ("FEC/Commission") against Oklahoma State Medical Association PAC and Dr. Johnny Roy, Treasurer ("Respondents"). The agreement for ADR 471 (RR 07L-43) was approved by the Commission on April 2, 2009 – the effective date of the agreement.

Note the specific time frames for compliance in paragraph 6 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 May 2, 2009 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 complaint/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,

*for*   
Lynn M. Fraser, Acting Director  
Alternative Dispute Resolution Office  
202-694-1665

Enclosure: Agreement

cc: Ken Pezzella, Finance and Accounting Office  
Room 819

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**Federal Election Commission  
Washington, DC 20463**

**Case Number: ADR 471  
Source: RR 07L-43  
Case Name: Oklahoma State Medical  
Association PAC**

### **NEGOTIATED SETTLEMENT**

This matter was initiated by the Federal Election Commission (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 Lee Slater, Esq., representing the Oklahoma State Medical Association PAC and Dr. Johnny Roy, in his official capacity as Treasurer (the Committee or Respondents). 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. The Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial activity on their 2003 Mid-Year Report, 2004 October Quarterly Report, and 2006 October Quarterly Report. Respondents filed an amended 2003 Mid-Year Report to disclose additional disbursements totaling \$63,839.61, an amended 2004 October Quarterly Report to disclose additional disbursements totaling \$142,318.18, and an amended 2006 October Quarterly Report to disclose additional disbursements totaling \$113,421.62. The amended reports were filed on May 3, 2007.
4. Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. 2 U.S.C. §§ 434(a)(1), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(b).
5. Respondents contend that the errors relevant to this referral were due to a misinterpretation of the FECA by the staff member responsible for filing the reports. While that individual is no longer working for the Committee, the misinterpretation

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was passed through to her successor, and the errors continued until the mistakes were discovered. Following a voluntary audit of their financial records, Respondents filed amended reports to correct the record. Respondents also contend, they purchased new financial software and implemented new financial procedures which include additional reviews of each report before it is filed.

- 6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) work with RAD to terminate their federal political action committee within 90 days of the effective date of this agreement; and (b) pay a civil penalty of \$4,000 within 30 days of the effective date of this agreement.
- 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 of this agreement as set out in paragraph 6 above.
- 10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 471 (RR 07L-43), and 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.

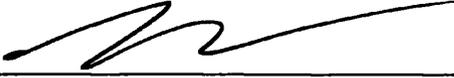
FOR THE COMMISSION:

Lynn M. Fraser, Acting Director  
Alternative Dispute Resolution Office



4-2-09  
Date Signed

FOR THE RESPONDENTS:

  
Lee Slater, Esq.  
Representing the Oklahoma State Medical Association  
PAC and Dr. Johnny Roy, Treasurer

3/12/09  
Date Signed