



**Federal Election Commission  
Washington, DC 20463**

April 7, 2009

Neil Reiff  
Sandler, Reiff & Young, PC  
300 M Street, S.E., Suite 1102  
Washington, DC 20003

Re: ADR 479 (MUR 5933)  
Indiana Democratic Party and Linda Buzinec, Treasurer

Dear Mr Reiff:

Enclosed is the signed copy of the agreement resolving the referral initiated on October 30, 2008 with the Federal Election Commission ("FEC/Commission") against Indiana Democratic Party and Linda Buzinec, Treasurer ("Respondents"). The agreement for ADR 479 (MUR 5933) 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.

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

Enclosure: Agreement

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**Federal Election Commission  
Washington, DC 20463**

Case Number: ADR 479  
Source: MUR 5933  
Case Name: Indiana Democratic  
Congressional Victory Committee

### **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 Neil Reiff, Esq., representing the Indiana Democratic Congressional Victory Committee and Linda Buzinec, in her 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 the apparent unauthorized disbursement of Committee funds totaling approximately \$70,000 during the 2006 election cycle.
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 a former bookkeeper ordered a credit card on behalf of the Committee without authorization. The former employee paid personal expenses charged to the card from the Committee's account, in addition to having debited funds from the account. In response to the theft, Respondents assert they made changes such as prohibiting Committee credit cards, and revising the Indiana Democratic Party Rules.

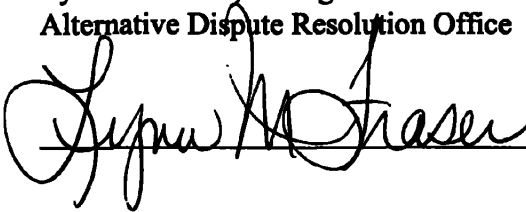
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- 6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) implement revised Committee Accounting Policies and Procedures which include internal controls within 30 days of the effective date of this agreement; and (b) send a representative to a FEC conference within twelve (12) months 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 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 479 (MUR 5933) 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.

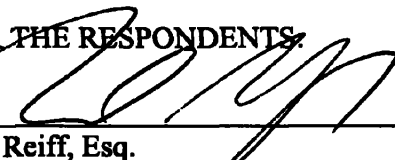
FOR THE COMMISSION:

Lynn M. Fraser, Acting Director  
Alternative Dispute Resolution Office

  
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4-2-09  
Date Signed

FOR THE RESPONDENTS:

  
\_\_\_\_\_  
Neil Reiff, Esq.  
Representing the Indiana Democratic Congressional  
Victory Committee and Linda Buzinec, Treasurer

3/18/09  
Date Signed