



FEDERAL ELECTION COMMISSION
Washington, DC 20463

April 8, 2009

Carmen Lamar Arnold, Treasurer
Hank Eng for Congress
1500 W. Littleton Blvd., Suite 124
Littleton, CO 80120

Re: ADR 490 (RAD 09L-11)
Hank Eng for Congress and Carmen Lamar Arnold, Treasurer

Dear Ms. Arnold:

The Reports Analysis Division of the Federal Election Commission (FEC or Commission) determined that matters arising from its recent review of reports filed by Hank Eng for Congress warranted further examination for possible violation of the Federal Election Campaign Act of 1971, as amended. The Commission, thereafter, reviewed the file and assigned this matter to the FEC's Alternative Dispute Resolution Office (ADR Office) 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 Hank Eng for Congress and Carmen Lamar Arnold, Treasurer (Respondents or the Committee). The ADR Program provides Respondents with an opportunity to negotiate, and if necessary, 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 necessary, mediation; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

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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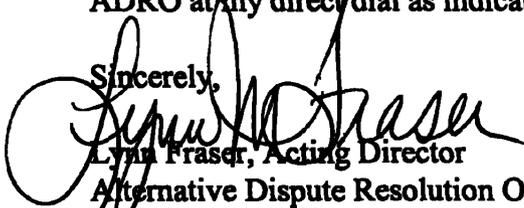
The issues referred to the ADRO, and the focus of our subsequent negotiations are summarized as follows:

RAD referred Hank Eng for Congress and Carmen Lamar Arnold, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on their 2008 12 Day Pre-General Report. Specifically, Respondents filed an amended 2008 12 Day Pre-General Report on December 3, 2008 disclosing additional disbursements of \$122,959.22. In response to a Request for Additional Information clarifying the omitted disbursements, Respondents stated that the total disbursements were not available at the time the original 2008 12 Day Pre-General Report was filed.

If after reviewing this letter and the enclosed brochure, which describes the ADR program, Respondent(s) would like this case selected for ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR 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 during the next election cycle will increase.

This matter has been designated as ADR 490. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,



Lynn Fraser, Acting Director
Alternative Dispute Resolution Office
202-694-1665

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