



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2009 SEP -8 P 4: 50

**SENSITIVE**

**MEMORANDUM**

September 8, 2009

TO: The Commission

THROUGH: Robert A. Hickey *AP for RH*  
Staff Director

FROM: John D. Gibson *JDG*  
Chief Compliance Officer

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

SUBJECT: ADR 503 Alaskans for Begich and Kevin Wiley, Treasurer  
Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Develop and maintain a compliance manual for staff reference; send a representative to a FEC conference; and pay a civil penalty of \$3,500 (amount in dispute \$419,278).

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 503 (RAD 09L-25). The ADR Office received this referral on July 14, 2009.

**SUMMARY:** The Reports Analysis Division (RAD) referred Alaskans for Begich and Kevin Wiley, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on their 2008 30 Day Post-General and their 2008 Year End Reports. Respondents filed an amended 2008 30 Day Post-General Report that disclosed additional debts totaling \$309,907, and an amended 2008 Year End Report that disclosed additional debt of \$109,370.32. Both amended reports were filed on March 29, 2009. Neither of the original reports disclosed any debt.

The Respondents contend that the inadvertent errors occurred due to inexperience, and additionally, that \$86,161 of the same debt is in both reports, thus decreasing the actual amount of undisclosed debt. The Committee also contends that it made changes to its financial policies and procedures, and hired staff with campaign finance experience to ensure future compliance.

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**RECOMMENDATIONS:**

1. Approve the attached settlement agreement of Alaskans for Begich and Kevin Wiley, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.

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