



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 28, 2011

Charles McDowell Crook, Jr.
Segall for Congress
P.O. Box 4236
Montgomery, AL 36103

Re: ADR 551 (RR 10L-11)
Segall for Congress and Charles McDowell Crook, Jr., Treasurer

Dear Mr. Crook:

Enclosed is a copy of the executed Negotiated Settlement resolving the above-shown matter. The Negotiated Settlement was approved by the Commission on February 25, 2011, the effective date of the agreement.

Please note the specific time frames for compliance in Paragraph 6 of the agreement. Kindly forward this office by mail or e-mail a statement confirming Respondents' compliance with the settlement terms as each becomes due. The statement should note the date on which Respondents satisfied the term and contain the ADR caption and case number.

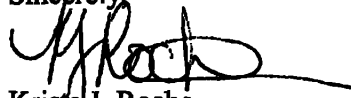
The civil penalty payment should be sent to the attention of the Finance Office of the FEC. The civil penalty under the agreement is due on or before March 25, 2011. Please put the ADR case number on the civil penalty check to ensure crediting to the correct case.

As you are aware, the Negotiated Settlement 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.

I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion. Should you have any questions or concerns,

please do not hesitate to contact this office. We look forward to receiving your statements of compliance and civil penalty payment at the appropriate times.

Sincerely,



Krista J. Roche
Assistant Director
Alternative Dispute Resolution Office

Enc: Negotiated Settlement and Certification
cc: Gwendolyn Holmes, Finance Office

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Federal Election Commission
Washington, DC 20463

Case Number: ADR 551
Source: RAD 10L-11
Case Name: Segall for Congress

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 C. McDowell Crook, Jr. representing Segall for Congress and C. McDowell Crook, Jr., 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 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 referred Respondents for failure to refund or redesignate 2010 general election contributions totaling \$50,750.00 within the permissible timeframe following the candidate's withdrawal from the primary election on April 2, 2010.
4. If a candidate is not a candidate in a general election, all contribution made for the general election shall be refunded to the contributors within sixty days 2 U.S.C. § 441(a)(f), 11 C.F.R. §§ 102.9(c)(3), 110.1, and 110.2.
5. Respondents acknowledge that the appropriate refunds were not made within the sixty day timeframe. Respondents contend they were unaware of the timeframe required to make the refunds. Respondents have subsequently refunded all general election contributions, including \$42,300 of which was refunded prior to the referral in this matter.

ADR 551 (RAD 10L-11)

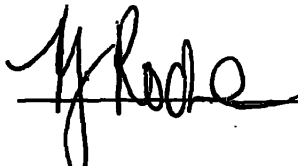
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- 6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) pay a civil penalty of \$5,000 within thirty (30) days of the effective date of this agreement; (b) attend a FEC conference within fifteen (15) months; and (c) develop and implement a compliance manual within sixty (60) 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 551 (RAD 10L-11), and resolves 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.

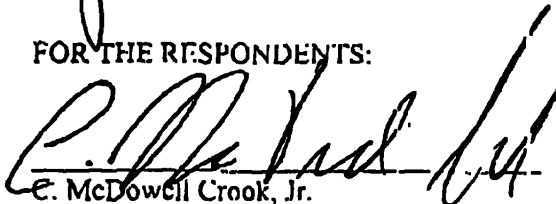
FOR THE COMMISSION:

Krista J. Roche, Assistant Director
Alternative Dispute Resolution Office



2/25/11
Date Signed

FOR THE RESPONDENTS:



E. McDowell Crook, Jr.
Representing Scgall for Congress and C. McDowell Crook, Jr.

2-15-11
Date Signed