



Federal Election Commission
Washington, DC 20463

April 8, 2011

VIA ELECTRONIC MESSAGING

Kevin Turner, Treasurer
Bob Turner for Congress
85-49 105th Street
Richmond Hill, NY 11418

Re: ADR 560 (RAD 11L-03)
Bob Turner for Congress and Kevin Turner, Treasurer

Dear Mr. Turner:

Enclosed is the signed copy of the agreement resolving the referral initiated on February 11, 2011 by the Federal Election Commission ("FEC/Commission") involving Bob Turner for Congress and Kevin Turner, Treasurer ("Respondents"). The agreement for ADR 560 (RAD 11L-03) was approved by the Commission on April 7, 2011 – 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 termination of the Committee as listed in 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 was received and credited to ADR 560.**

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 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

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assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

Lynn M. Fraser

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

Enclosure: Agreement

cc: Gwen Holmes, Finance and Accounting Office
Room 819

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Federal Election Commission
Washington, DC 20463

Case Number: ADR 560
Source: RAD 11L-03
Case Name: Bob Turner 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 Kevin Turner representing Bob Turner for Congress and Kevin Turner, 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 2010 12 Day Pre-Primary Report. The Committee filed its original 2010 12 Day Pre-Primary Report on September 2, 2010. On October 13, 2010, and January 13, 2011 it filed two subsequent Amended 2010 12 Day Pre-Primary Reports. The two Amended 2010 12 Day Pre-Primary Reports disclosed additional receipts totaling \$105,166.82 and additional disbursements totaling \$141,575.10.
4. Treasurers of political committees are required to report all financial activity, including all receipts and disbursements, pursuant to the FECA. U.S.C. §§ 434(a)(1), 434(b)(2), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(a)-(b).
5. Respondents acknowledge some inadvertent omissions, but contend that the errors were due to the fact that the Committee lacked experience with campaign finance reporting obligations, as this was its first federal campaign. In addition, the Committee had difficulties with software when uploading reports.

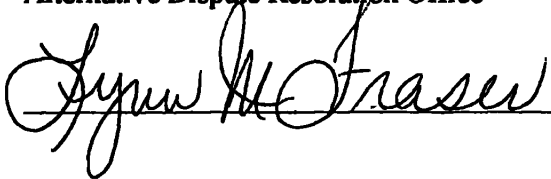
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6. Respondents, in an effort to resolve this matter, agree to: (a) work with Commission staff to terminate the Committee's reporting obligations within sixty (60) days of the effective date of this agreement; and (b) pay a \$4,000 civil penalty within thirty (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 560 (RAD 11L-03), 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:


Lynn M. Fraser, Director
Alternative Dispute Resolution Office





Date Signed

FOR THE RESPONDENTS:



Kevin Turner
Representing Bob Turner for Congress and
Kevin Turner, Treasurer



Date Signed