



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 18, 2011

Stephen Eichler, Treasurer  
Minuteman Victory PAC  
9468 Magnolia Ave # 203  
Riverside, CA 92503-3746

Re: ADR 565 (RR 11L-04)  
Minuteman Victory PAC and Stephen Eicher, Treasurer (Respondents or the  
Committee)

Dear Mr. Eichler:

Enclosed is the signed copy of the agreement resolving the above shown matter. The agreement for ADR 565 (RR11L-04) was approved by the Commission on October 13, 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 terms 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 should be sent to the attention of the Accounting/Finance Office of the FEC. The civil penalty under the agreement is due on or before November 14, 2011. Please put the ADR case number on the civil penalty check as well, to ensure crediting to the correct case.

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

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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,



Krista J. Roche  
Assistant Director  
Alternative Dispute Resolution Office

Enclosure: Negotiated Settlement and Certification

cc: Gwen Holmes, Finance and Accounting Office

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Federal Election Commission  
Washington, DC 20463

Case Number: ADR 565  
Source: RR11L-04  
Case Name: Minuteman Victory PAC

### 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, Commission entered into negotiations with Stephen Eichlor representing the Minuteman Victory PAC and himself, 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:

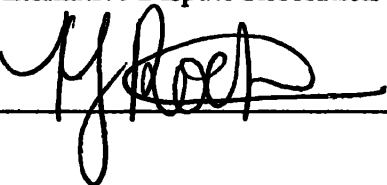
1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 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. Respondents failed to timely file three 48-Hour Notices totaling \$52,429.18 to support three independent expenditures made in April and June 2010, as disclosed on their Amended 2010 July Quarterly Report received September 1, 2010. On September 2, 2010, Respondents filed late 48-Hour Notices to disclose the three independent expenditures in question.
4. In accordance with 2 U.S.C §434(g)(2) and 11 C.F.R. §104.4(b)(2), a political committee that makes independent expenditures aggregating \$10,000 or more at any time up to and including the 20<sup>th</sup> day before the date of an election shall file a report describing the expenditures within 48 hours.
5. Respondents contend that due to lack of previous experience with federal campaign finance laws and reporting requirements, they were unaware of the requirement to file 48-Hour Notices to disclose independent expenditures.

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- 6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) send a representative to the FEC Conference on October 25-26, 2011, in San Diego; (b) participate in a telephonic training with FEC staff designed to address the compliance needs of Respondents within thirty (30) days of attendance at the above-referenced FEC Conference; and (c) pay a civil penalty of \$1,500.00 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 565 (RR 11L-04), 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

  
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10/13/11  
Date Signed

FOR THE RESPONDENTS:

  
\_\_\_\_\_  
Stephen Eichler  
Representing Minuteman Victory PAC and  
Stephen Eichler, Treasurer

08/15/2011  
Date Signed