



Federal Election Commission  
Washington, DC 20463

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2013 MAR 26 PM 12:35

**SENSITIVE**

**MEMORANDUM**

March 26, 2013

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Lynn M. Fraser *LMF*  
Director, ADR Office

BY: Krista J. Roche *KJR*  
Assistant Director, ADR Office

SUBJECT: ADR 625 Jason Buck for Congress and James Gilbert, Treasurer,  
Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Amend all relevant reports and work with the Reports  
Analysis Division to terminate the Committee.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 625 (MUR 6532). The ADR Office received this referral on November 20, 2012.

**SUMMARY:** Kelly Casaday filed a complaint with the Commission alleging Jason Buck for Congress and James Gilbert, Treasurer, (Respondents or the Committee) failed to report disputed debt in violation of 11 C.F.R. 116.10(a). The complaint alleges that the Committee failed to disclose three debts totaling \$42,900 in its reports.

Mr. Buck contends that, as a first-time candidate, he was unaware of the obligation to report disputed debts, and relied on his treasurer, an accountant, who was similarly unaware. Respondents contend that the disputed debts that are the substance of the Complaint were for services that were not approved and services that were promised but never actually performed. Respondents contend that, with

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the assistance of counsel, these disputed debts were settled for a combined total of only \$3,163. Around the time of the Complaint, Respondents engaged a new experienced treasurer to provide guidance and ensure reports are filed accurately in compliance with the FECA. Respondents contend that the candidate has no plans to run for federal office, and the Committee's most recent bank statement reflects a balance of approximately \$50.00.

**RECOMMENDATIONS:**

1. Approve the attached settlement agreement of Jason Buck for Congress and James Gilbert, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.