



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

January 4, 2000

Jack Scarola, Esq.  
Searcy, Denney, Scarola, Barnhart & Shipley  
2139 Palm Beach Lakes Blvd.  
W. Palm Beach, Florida 33409

RE: MUR 4646  
Carol J. Lewis

Dear Mr. Scarola:

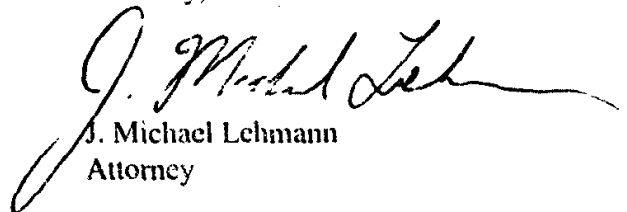
On December 13, 1999, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 441f, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

  
J. Michael Lehmann  
Attorney

Enclosure  
Conciliation Agreement

OCT-26-1999 11:33

OGC

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

Carol J. Lewis

)  
)  
)

MUR 4646

**CONCILIATION AGREEMENT**

This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to a complaint by Scott P. Lewis and Carol J. Lewis. The Commission found reason to believe that Carol J. Lewis ("Respondent") violated 2 U.S.C. § 441f.

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. On or about May 23, 1996, Respondent contributed \$1,000 to Friends of Jane Harman.

2. The above-referenced contribution was made at the direction of Amy Robin Habie, who fully reimbursed Respondent for the contribution.

OCT-26-1999 11:33

OGC

-2-

3. Pursuant to 2 U.S.C. § 441f, no person shall make a contribution in the name of another person or knowingly permit his or her name to be used to effect such a contribution.

V. Respondent knowingly permitted her name to be used to effect a contribution in the name of another, in violation of 2 U.S.C. § 441f.

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of seven hundred and fifty dollars (\$750), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either

OCT-26-1999 11:33

OGC

-3-

written or oral, made by either party or by agents of either party, that is not contained in  
this written agreement shall be enforceable.

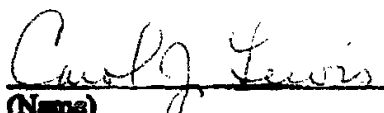
**FOR THE COMMISSION:**

Lawrence M. Noble  
General Counsel

BY:   
Lois G. Lerner  
Associate General Counsel

1/4/00  
Date

**FOR THE RESPONDENT:**

  
(Name)  
(Position)

10-29-99  
Date

TOTAL P.05