

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 4357  
Bob Barr for Congress '94 and )  
Charles C. Black, as treasurer )

**SENSITIVE**

In the Matter of )  
 )  
Bob Barr - Congress and ) MUR 4802  
Charles C. Black, as treasurer )

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FEDERAL ELECTION  
COMMISSION  
SECRETARIAT  
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**GENERAL COUNSEL'S REPORT**

**1. BACKGROUND**

On August 27, 1998, the Federal Election Commission (the "Commission") found reason to believe that Bob Barr - Congress and Charles C. Black, as treasurer (the "1996 Committee"), violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions; and 2 U.S.C. § 434(a)(6) by failing to file 48-hour notices on contributions for the primary and general election. The Commission also authorized the Office of General Counsel to enter into conciliation with the 1996 Committee prior to a finding of probable cause.

On January 27, 1999, the Commission found probable cause to believe that Bob Barr for Congress '94 and Charles C. Black, as treasurer (the "1994 Committee"), violated 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 434(b)(3)(A) by failing to itemize contributions over \$200 and failing to disclose occupation and name of employer information; 2 U.S.C. §§ 434(b)(2) and 434(b)(4) by misstating financial activity; and 11 C.F.R. § 110.4(c)(2) by failing to promptly return the excessive amount of contributions of currency to contributors. The Commission also approved a joint conciliation agreement to be sent to the 1994 Committee and the 1996 Committee to resolve these matters.

## II. ANALYSIS

Attached is a proposed joint conciliation agreement which has been signed by Benjamin L. Ginsberg, Counsel to the 1994 Committee and the 1996 Committee. Attachment.

### III. CONCLUSION

Therefore, the Office of General Counsel recommends that the Commission accept the proposed joint conciliation agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer, approve the appropriate letters, and close the files in both MURs.

**IV. RECOMMENDATIONS**

1. Accept the attached proposed Joint Conciliation Agreement with Bob Barr for Congress '94 and Charles C. Black, as treasurer, and Bob Barr - Congress and Charles C. Black, as treasurer;
2. Close the file in MUR 4357;
3. Close the file in MUR 4802; and
4. Approve the appropriate letters.

Lawrence M. Noble  
General Counsel

5/11/99  
Date

Kim Bright-Coleman  
Kim Bright-Coleman  
Associate General Counsel

Attachment  
Proposed Joint Conciliation Agreement

Staff Assigned: Delbert K. Rigsby