



FEDERAL ELECTION COMMISSION
Washington, DC 20463

December 28, 1999

VIA FAX AND FIRST CLASS MAIL

FAX # (918) 423-7363

Warren Gotcher, Esquire
Gotcher & Belote
209 East Wyandotte
PO Box 160
McAlester, OK 74502

RE: MUR 4818
Cynthia Montgomery

Dear Mr. Gotcher:

This is in response to your letter of December 9, 1999, requesting that the Commission enter into pre-probable cause conciliation with your client Cynthia Montgomery. As I indicated during a telephone conversation several weeks ago, at this time this Office is still investigating the activities at issue. We view your client's conciliation request as a desire to cooperate with the Commission's investigation. If your client wishes to facilitate resolution of this matter as it pertains to her, she should produce: (1) copies of the checks evidencing the contributions she made to Walt Roberts for Congress; (2) copies of bank statements and check registers/ledgers for the month before, during and after each of the contributions at issue was made; (3) any other documents related to the contributions, e.g., thank-you letters or notes from Walt Roberts or his campaign; (4) any other documents related to the reimbursement of your client's contributions.

While your client is gathering this information, it will be necessary to hold her conciliation request in abeyance (the alternative is for this Office to recommend denying your client's request at this time, pending investigation). If your client submits a letter asking that her request for conciliation be held in abeyance, it will obviate the need for this Office to recommend that the Commission reject your client's request at this time.

MUR 4818

Letter to W. Gotcher, Esq.

Page 2

I understand that you are in trial this week. Please call me as soon as possible to discuss this matter as it pertains to this client. I can be reached at (202) 694-1650.

Sincerely,


Xavier K. McDonnell
Attorney

0050 004 40 43