

FEDERAL ELECTION COMMISSION

999 E Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRAL: 98NF-13
DATE ACTIVATED: 10/29/98

STAFF MEMBER: Nancy E. Bell
Lisa A. Davis

SOURCE: INTERNALLY GENERATED

RESPONDENTS: Elections Committee of the County of Orange and
Tamara Jean McIntyre, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 434(a)(4)(A)(i)
11 C.F.R. § 104.5(c)(1)(i)(A)

INTERNAL REPORTS CHECKED: Disclosure Reports
Referral Material

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred the Elections Committee of the County of Orange ("the Committee"), and Tamara Jean McIntyre, as treasurer, to the Office of General Counsel on August 31, 1998. The basis of the RAD referral is the failure of the Committee to timely file its 1998 April Quarterly Report of Receipts and Disbursements covering the period from January 1, 1998 to March 31, 1998.

II. FACTUAL AND LEGAL ANALYSIS

Based on the Factual and Legal Analysis, see Attachment 1, this Office recommends the Commission find reason to believe the Respondents violated 2 U.S.C. § 434(a)(4)(A)(i).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY


2025 RELEASE UNDER E.O. 14176

IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe Elections Committee of the County of Orange and Tamara Jean McIntyre, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached Factual and Legal Analysis and Conciliation Agreement, and the appropriate letter.

Lawrence M. Noble
General Counsel

11/18/98
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments:

1. Factual and Legal Analysis
2. Proposed Conciliation Agreement



FEDERAL ELECTION COMMISSION

Washington, DC 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/VENESHE FEREBEE-VINES
COMMISSION SECRETARY

DATE: NOVEMBER 23, 1998

SUBJECT: RAD Referral #98NF-13 - First General Counsel's Report
dated November 18, 1998.

V7Y

The above-captioned document was circulated to the Commission
on Thursday, November 19, 1998.

Objection(s) have been received from the Commissioner(s) as
indicated by the name(s) checked below:

Commissioner Elliott	—
Commissioner Mason	—
Commissioner McDonald	—
Commissioner Sandstrom	<u>XXX</u>
Commissioner Thomas	—
Commissioner Wold	—

This matter will be placed on the meeting agenda for

Tuesday, December 1, 1998.

Please notify us who will represent your Division before the Commission on this
matter.