



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

July 27, 2000

Ms. Kate Boyce, Esq.  
Patton Boggs, L.L.P.  
2550 M Street, N.W.  
Washington, D.C. 20037

RE: MUR 4996  
Pakistani American Physicians Public  
Affairs Committee  
Dr. Parvez Shah, as treasurer

Dear Ms. Boyce:

On July 20, 2000, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf in settlement of violations of 2 U.S.C. §§ 433(c) and 434(a)(4)(A)(iii), provisions 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. Please note that the second installment of the civil penalty (\$1,000) is due by August 1, 2000. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script, reading "Erica H. McMahon".

Erica H. McMahon  
Attorney

Enclosure  
Conciliation Agreement

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 ) MUR 4996  
Pakistani American Physicians Public )  
Affairs Committee and Dr. Parvez Shah, )  
as treasurer )

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
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**CONCILIATION AGREEMENT**

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Pakistani Physicians Public Affairs Committee (now known as Pakistani American Physicians Public Affairs Committee) and Dr. Parvez Shah, as treasurer ("Respondents"), violated 2 U.S.C. § 433(c). The Commission also found reason to believe Pakistani American Physicians Public Affairs Committee ("the Committee") knowingly and willfully violated 2 U.S.C. § 434(a)(4)(A)(iii), and Dr. Parvez Shah, the current treasurer of the Committee, violated 2 U.S.C. § 434(a)(4)(A)(iii).

NOW, THEREFORE, the Commission and the Respondents, 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 Respondents 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. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

005E-T04-10-02

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

1. The Pakistani American Physicians Public Affairs Committee is a political committee within the meaning of 2 U.S.C. § 431(4) and is not an authorized committee of any candidate.

2. The Committee has a Board of Directors. Dr. Parvez Shah and Dr. Arif Muslim are Members of the Board of Directors. At the time of the late filing violation at issue, Dr. Muslim was treasurer of the Committee. Dr. Shah became treasurer in July of 1999 after the late filing violation occurred. Since July of 1999 when Dr. Shah became treasurer, the Committee has timely filed all reports of receipts and disbursements.

3. On July 7, 1999, the Committee's President sent a notice to the Commission by facsimile. The notice was not from the treasurer and did not include the treasurer's original signature. The letterhead on which the notice was typed included the name "Pakistani American Physicians Public Affairs Committee." The notice stated explicitly that the Committee had changed its treasurer and address, but did not explain the Committee had changed its name.

4. On June 6, 2000 and on June 9, 2000, the Committee filed amended Statements of Organization to notify the Commission that it was changing its address and its name from Pakistan Physicians Public Affairs Committee to Pakistani American Physicians Public Affairs Committee.

5. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires all political committees to report to the Commission any change in information previously submitted in a Statement of Organization no later than ten days after the date of the change. 2 U.S.C. § 433(c).

2004-10-02

6. The Act requires that all political committees other than authorized committees of a candidate shall file a post-general election report, which shall be filed no later than the 30<sup>th</sup> day after the general election and which shall be completed as of the 20<sup>th</sup> day after such general election. 2 U.S.C. § 434(a)(4)(A)(iii).

7. On January 3, 1996, the Committee entered into a conciliation agreement for failure to file timely five (5) reports during the 1993-94 election cycle. On November 14, 1997, the Committee entered into a conciliation agreement for failure to file timely four (4) reports during the 1995-96 election cycle.

8. The Committee failed to file timely the 1998, 30 Day Post-General Report of Receipts and Disbursements covering the period from October 15, 1998 through November 23, 1998. Although this report was required to be filed no later than December 3, 1998, the Committee filed the 1998, 30 Day Post-General Report on February 2, 1999, 61 days late. The Post-General Report disclosed \$12,800.00 in receipts and \$10,582.79 in disbursements.

V. 1. Respondents failed to timely notify the Commission of the Committee's name change, in violation of 2 U.S.C. § 433(c).

2. Respondent Pakistani American Physicians Public Affairs Committee knowingly and willfully failed to file timely its 1998, 30 Day Post-General Report, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

3. Respondent's treasurer failed to file timely the Committee's 1998, 30 Day Post-General Report, in violation of 2 U.S.C. § 434(a)(4)(A)(iii).

VI. 1. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Five Thousand Five Hundred Dollars (\$5,500), pursuant to 2 U.S.C. § 437g(a)(5), such penalty to be paid as follows:

a. One initial payment of \$2,500 has been submitted in connection with this signed agreement;

b. Thereafter, beginning on August 1, 2000, three consecutive monthly payments of \$1,000 each, with each installment to be paid on the first day of the month in which it becomes due;

c. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to Respondents. Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

2. Respondents agree to file amendments to all reports filed in 1999 and 2000 to reflect the Committee's correct cash on hand.

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.


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IX. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either 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. Kerner  
Associate General Counsel

7/26/00  
Date

FOR THE RESPONDENTS:

  
(Name)  
(Position) TREASURER

7.18.2000  
Date