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COMMISSION
OFFICE OF GENERAL
COUNSEL

BEFORE THE FEDERAL ELECTION COMMISSION

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In the Matter of

New Jersey State Laborers' PAC and
Robert S. Garrison, as treasurer

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MUR 5151

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 New Jersey State Laborers' PAC and Robert S. Garrison, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(iv) and 433(c).

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.

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

1. The New Jersey State Laborers' PAC ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4), and is not the authorized committee of any candidate. The Committee elected to file its reports with the Commission on a quarterly basis.

2. Robert S. Garrison is the treasurer of the Committee.

3. The Federal Election Campaign Act of 1971, as amended, ("the Act") provides that all political committees, other than authorized committees of a candidate, shall file a report covering the period beginning July 1 and ending December 31 no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iv).

4. The Act also requires all political committees to file a Statement of Organization which shall include the name and address of the Committee treasurer. 2 U.S.C. § 433. Political committees not authorized by a candidate must report to the Commission any changes 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).

5. Respondents were required to file the 1999 Year End Report, covering the period from July 1, 1999 through December 31, 1999, no later than January 31, 2000.

6. Respondents filed the 1999 Year End Report on April 3, 2000, 63 days late. The 1999 Year End Report disclosed \$395,997 in total receipts and \$367,785 in total disbursements. On September 5, 2000, Respondents filed an amended Year End Report reflecting an increase in total receipts, to \$399,480, but no change in disbursements.

7. The Committee's former treasurer, Frank Sorge, died on August 28, 1999. However, the Committee did not file a letter notifying the Commission of a change in treasurers until April 3, 2000.

V. 1. Respondents failed to timely file the 1999 Year End Report in violation of 2 U.S.C. § 434(a)(4)(A)(iv).

2. Respondents failed to timely amend the Committee's Statement of Organization to reflect a change in treasurers in violation of 2 U.S.C. § 433(c).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Three Thousand Nine Hundred Fifty Dollars (\$3,950), 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. Respondents 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 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:

Lois G. Lerner
Acting General Counsel

BY: Abigail A. Shaine
Abigail A. Shaine
Acting Associate General Counsel

5/15/01
Date

FOR THE RESPONDENTS:

R. J. H.
New Jersey State Laborers' PAC
Treasurer

5/9/01
Date

21-04-403-4928

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