



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

NOV 7 - 2003

Benjamin L. Ginsberg  
Patton Boggs, LLP  
2550 M Street, NW  
Washington, DC 20037-1350

RE: MUR 5199  
Bush-Cheney 2000, Inc.  
and David Herndon, as Treasurer

Dear Mr. Ginsberg:

On November 4, 2003, the Federal Election Commission found that there is probable cause to believe your clients, Bush-Cheney 2000, Inc. and David Herndon, as Treasurer, violated 2 U.S.C. §§ 434(b)(2)(J), 434(b)(4)(G) and (I), 434(b)(3)(G), and 434(b)(6)(A), provisions of the Federal Election Campaign Act of 1971, as amended, by failing to report the Committee's recount receipts and disbursements with the Commission, and by failing to itemize its recount receipts and disbursements, where appropriate.

The Commission has a duty to attempt to correct such violations for a period of at least 30 days and no more than 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement after 30 days, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the check for the civil penalty payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Tracey L. Ligon, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence H. Norton".

Lawrence H. Norton  
General Counsel

Enclosure  
Conciliation Agreement