

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5268  
Kentucky State District Council of )  
Carpenters, Steve Barger, Don Mitchell, )  
and Tom Schulz; )  
Carpenters Legislative Improvement )  
Committee United Brotherhood of )  
Carpenters and Joiners and Monte )  
Byers, as treasurer; )  
Daniel Forbis, Jerry Landers, and Mike )  
Fleitz; )  
Alexander for Congress and Anne )  
Watkins, as treasurer; )  
Baesler for Senate Committee and )  
Michael Foley, as treasurer; )  
Baesler for Congress and Michael )  
Foley, as treasurer; )  
Tom Barlow for Congress and Clyde )  
Elrod, as treasurer; )  
Conway for Congress and Scott Karen, )  
as treasurer; )  
Gore/Lieberman Inc. and Jose )  
Villarreal, as treasurer; )  
Gorman for Congress and Edwin )  
Olliges, Jr., as treasurer; )  
Eleanor Jordan for Congress and )  
Christal Williams, as treasurer; )  
Lucas for Congress and Steve Cauthen, )  
as treasurer; )  
Brian Roy for Congress and Tim Miller, )  
as treasurer; )  
Scorsone for Congress and Laurence T. )  
Summers, as treasurer; )  
Lois 2002 U.S. Senate Committee and )  
Lois Weinberg, as treasurer )

AMENDED CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on May 18, 2004, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 5268:

1. Find probable cause to believe that the Kentucky State District Council of Carpenters, Steve Barger, Don Mitchell, and Tom Schulz knowingly and willfully violated 2 U.S.C. § 441b(a) and 11 CFR §§ 114.2(f) and 110.6(b)(2)(ii).
2. Find probable cause to believe that the Kentucky State District Council of Carpenters violated 2 U.S.C. § 431(9)(B)(iii).
3. Enter into conciliation with KSDCC and/or any other related or successor organization subject to liability for the violations.
4. Approve the appropriate conciliation agreements for KSDCC, Steve Barger, Don Mitchell, and Thomas Schulz.
5. Grant the Office of General Counsel contingent authority to file a civil suit in federal district court against Steve Barger, Don Mitchell, Tom Schulz, and the Kentucky State District Council of Carpenters and/or any other related or successor organization subject to liability for the violations.
- 6.
7. Admonish the following committees for apparently accepting prohibited in-kind and/or facilitated contributions from KSDCC and close the file as it pertains to them: Alexander for Congress and Anne Watkins, as treasurer; Baesler for Senate Committee and Michael Foley, as treasurer; Baesler for Congress and Michael Foley, as treasurer; Tom Barlow for Congress and Clyde Elrod, as treasurer; Conway for Congress and Scott Karen, as treasurer; Gore/Lieberman Inc. and Jose Villarreal, as treasurer; Gorman for Congress and Edwin Olliges, Jr., as treasurer; Eleanor Jordan for Congress and Christal Williams, as treasurer; Lucas for Congress and Steve Cauthen, as treasurer; Brian Roy for Congress and Tim Miller, as treasurer; Scorsone for Congress and Laurence T. Summers, as treasurer; Lois 2002 U.S. Senate Committee and Lois Weinberg, as treasurer.
8. Take no further action against Jerry Landers, Dan Forbis, and Mike Fleitz and close the file as it pertains to them.
9. Take no further action against Carpenters Legislative Improvement Committee United Brotherhood of Carpenters and Monte Byers, as treasurer, and close the file as it pertains to them.

10. Revise the recommendations of the General Counsel's Office and the Commission's findings to reference the Indiana-Kentucky Regional Council of Carpenters, solely as successor-in-interest to the Kentucky State District Council of Carpenters, where appropriate;

11. Approve the appropriate letters.

Commissioners Mason, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision. Commissioner McDonald did not vote.

Attest:

May 24, 2004  
Date

Darlene Harris

Darlene Harris  
Deputy Secretary of the Commission