



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

OCT - 2 2002

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Micheline Z. Burger, Esq.

Olathe, KA 66061

RE: MUR 5294
John and Ruth Stauffer
The Madison Project Inc. Fund and
Mrs. Elizabeth Smith, as treasurer
Sam Brownback for US Senate and
Alan Groesbeck, as treasurer
American Free Enterprise PAC and
David Bauer, as treasurer
Citizens United Political Victory Fund and
Kevin Allen, as treasurer
Conservative Victory Committee and
Leif E. Noren, as treasurer
Eagle Forum PAC and Margaret Gaul, as treasurer
Faith, Family & Freedom PAC and
Devin Anderson, as treasurer
Free Congress PAC and Thomas A. O'Connor, as treasurer

Dear Ms. Burger:

The Federal Election Commission has considered the allegations contained in the complaint dated May 5, 1997 filed by you, which complaint was designated as part of MURs 4568, 4633, 4634 and 4736. With respect to the allegations you made regarding John and Ruth Stauffer, the Commission found that there was probable cause to believe that John and Ruth Stauffer, violated 2 U.S.C. § 441a(a)(1), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with excessive contributions that they made to the Sam Brownback for US Senate Committee. On June 20, 2001, the Commission accepted the signed Conciliation Agreement submitted on behalf of Mr. and Mrs. Stauffer. A copy of this Conciliation Agreement is enclosed.

28044203017

On June 2, 1998 and February 23, 1999, the Commission made reason to believe findings that the Madison Project Fund and Timothy Teepell, as treasurer, violated 2 U.S.C. §§ 434 and 441f by failing to accurately report and allowing Madison Project Fund's name to be used in making contributions in the name of another. On July 18, 2001 the Commission accepted a Conciliation Agreement signed by Mr. Teepell. A copy of this Conciliation Agreement is enclosed.

On June 2, 1998 and February 23, 1999, the Commission made reason to believe findings that Sam Brownback for US Senate and Alan Groesbeck, as treasurer, violated 2 U.S.C. §§ 434 and 441a(f), by failing to accurately report and by accepting an excessive contribution from Mr. and Mrs. Stauffer. On these same dates, the Commission made reason to believe findings that the American Free Enterprise PAC and David Bauer, as treasurer, Citizens United Political Victory Fund and Kevin Allen, as treasurer, Conservative Victory Committee and Leif E. Noren, as treasurer, Eagle Forum PAC and Margaret Gaul, as treasurer, Faith, Family & Freedom PAC and Devin Anderson, as treasurer, Free Congress PAC and Thomas A. O'Connor, as treasurer violated 2 U.S.C. §§ 434 and 441a(f) by failing to accurately report and allowing their names to be used in making contributions in the name of another. After considering the circumstances of these matters, the Commission determined to take no further action against the Sam Brownback for US Senate Committee and Alan Groesbeck, as treasurer, American Free Enterprise PAC and David Bauer, as treasurer, Citizens United Political Victory Fund and Kevin Allen, as treasurer, Conservative Victory Committee and Leif E. Noren, as treasurer, Eagle Forum PAC and Margaret Gaul, as treasurer, Faith, Family & Freedom PAC and Devin Anderson, as treasurer, Free Congress PAC and Thomas A. O'Connor, as treasurer.

On August 27, 2002, the Commission severed the portion of MURs 4568, 4633, 4634 and 4736 concerning John and Ruth Stauffer, The Madison Project Fund and Mrs. Elizabeth Smith, as treasurer, the Sam Brownback for US Senate Committee and Alan Groesbeck, as treasurer, American Free Enterprise PAC and David Bauer, as treasurer, Citizens United Political Victory Fund and Kevin Allen, as treasurer, Conservative Victory Committee and Leif E. Noren, as treasurer, Eagle Forum PAC and Margaret Gaul, as treasurer, Faith, Family & Freedom PAC and Devin Anderson, as treasurer, Free Congress PAC and Thomas A. O'Connor, as treasurer, and placed them into a new matter, designated MUR 5294. On the same date, the Commission closed MUR 5294. Accordingly, the confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. MURs 4568, 4633, 4634 and 4736 remain open with respect to other respondents.

Because of restrictions recently placed on the Commission with respect to its making public investigative files in closed enforcement matters, the public record in this matter will consist of the relevant sections of the dispositive General Counsel's Reports, the relevant sections of the Certifications of the Commission's votes, Conciliation Agreements and Statements of Reasons. See American Federation of Labor and Congress of Industrial Organizations v. FEC, 177 F. Supp.2d 48 (D.D.C. 2001), appeal docketed, No. 02-5069 (D.C. Cir. Feb. 28, 2002). In addition to the Conciliation Agreements referenced above, copies of the

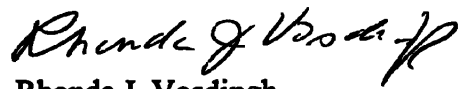
28044203018

General Counsel's Reports and Certifications of the Commission's votes as described above are enclosed.

Please be advised that the Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's decisions. See 2 U.S.C. § 437g(a)(8). If you have any questions, please contact Marianne Abely, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Lawrence H. Norton
General Counsel

BY: 
Rhonda J. Vosdinger
Associate General Counsel
for Enforcement

Enclosures:
As stated.

28044203019