



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

OCT - 2 2002

Charles H. Bell, Esq.
Bell, McAndrews, Hiltachk & Davidian, LLP
455 Capitol Mall, Suite 801
Sacramento, CA 95814

RE: MUR 5294
American Free Enterprise PAC and
David Bauer, as treasurer

Dear Mr. Bell:

On May 9, 2002, you were notified that the Federal Election Commission determined to take no further action against your clients, American Free Enterprise PAC and David Bauer as treasurer ("AFE"), and closed the file as it pertained to them. On August 27, 2002, the Commission severed the portion of MURs 4568, 4633, 4634 and 4736 concerning AFE and placed it 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.

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

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If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Marianne Abely 1. by SLZ

Marianne Abely
Attorney

Enclosures:

As stated.

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