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FEDERAL ELECTION
COMMISSION
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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

MUR 5328

2003 OCT -31 A 10: 22

PAC to the Future and)

Leo McCarthy, as treasurer)

Team Majority and)

Leo McCarthy, as treasurer)

Julie Thomas for Congress Campaign Committee and)

Stephen B. Jackson, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT #2

I. ACTIONS RECOMMENDED

Accept the attached conciliation agreements with the above-named respondents and close the file as to them.

II. DISCUSSION

On August 25, 2003, the Commission found reason to believe that PAC to the Future and Leo McCarthy, as treasurer, and Team Majority and Leo McCarthy, as treasurer, violated 2 U.S.C. §§ 433(b)(2), 441a(a)(2)(A) and 441a(f), and that Julie Thomas for Congress Campaign Committee and Stephen B. Jackson, as treasurer, violated 2 U.S.C. § 441a(f). The violations were based on the failure of PAC to the Future and Team Majority to disclose their affiliated status, and by making and receiving contributions that, when aggregated, exceeded the Act's contribution limits. Julie Thomas for Congress Campaign Committee was one of five candidate committees that received excessive contributions from the affiliated PACs.

The Commission approved a joint conciliation agreement for PAC to the Future and Team Majority, which has been signed by counsel with no changes. Attachment 1. A penalty check has not been received. Accordingly, this Office recommends that the Commission accept the attached agreement and close the file as to PAC to the Future and Leo McCarthy, as treasurer, and Team Majority and Leo McCarthy, as treasurer.

1 The Commission also approved a conciliation agreement for Julie Thomas for Congress
2 Campaign Committee, which has been signed by the treasurer with no changes. Attachment 2. A
3 check for the full amount of the civil penalty has been received. Accordingly, this Office
4 recommends that the Commission accept the attached agreement and close the file as to Julie
5 Thomas for Congress Campaign Committee and Stephen B. Jackson, as treasurer.

6 **III. RECOMMENDATIONS**

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8 1. Accept the attached conciliation agreement from PAC to the Future and Leo
9 McCarthy, as treasurer, and Team Majority and Leo McCarthy, as treasurer, and
10 close the file as to them.
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12 2. Accept the attached conciliation agreement from Julie Thomas for Congress
13 Campaign Committee and Stephen B. Jackson, as treasurer, and close the file as
14 to them.
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16

3. Approve the appropriate letters.¹

Lawrence H. Norton
General Counsel

10/2/03
Date

BY:

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Attachments

1. Conciliation agreement from PAC the Future and Team Majority
2. Conciliation agreement from Julie Thomas for Congress Campaign Committee

¹ In its letter to PAC to the Future and Team Majority, this Office will remind counsel that the conciliation agreement requires these respondents to waive their right to refunds of excessive contributions and to so notify the five candidate committees, four of whom we are still negotiating with (the agreements approved by the Commission require the committees to disgorge the excessive contributions upon receiving notice of the waiver).