



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Advance Copy by Facsimile

Fax: (510) 723-8488

Tel: (510) 723-8503

March 25, 2004

Kirk Warren, Esq.
c/o The Men's Wearhouse, Inc.
40650 Encyclopedia Circle
Fremont, CA 94538

RE: MUR 5328

Dear Mr. Warren:

On November 1, 2002, the Federal Election Commission notified George Zimmer, your client, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. On February 24, 2004, after considering the circumstances of the matter, the Commission determined to take no action with respect to Mr. Zimmer and closed the file in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the General Counsel's Report is enclosed for your information.

24 "04" 407 "1995

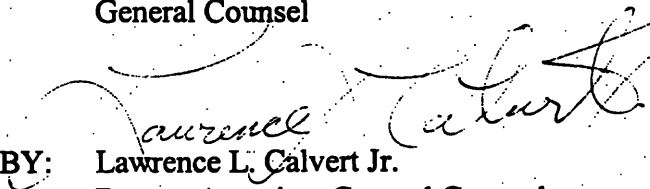
Kirk Warren, Esq.
MUR 5328
Page 2 of 2

If you have any questions, please contact Thomas J. Andersen, the attorney assigned to this matter at (202) 694-1650.

Sincerely,

Lawrence H. Norton
General Counsel

BY:


Lawrence L. Calvert Jr.
Deputy Associate General Counsel
for Enforcement

Enclosure
General Counsel's Report

24-04-407-1996