



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEB 19 2004

VIA FAX (202-434-1690) AND FIRST CLASS MAIL

Robert F. Bauer, Esq.
Brian G. Svoboda, Esq.
Perkins Coie
607 14th Street, NW
Washington, DC 20005

RE: MUR 5343
PAC for a Democratic House – Non-Federal
Account and Moses Mercado, as treasurer

Dear Messrs. Bauer and Svoboda:

On November 29, 2002, the Federal Election Commission notified your clients of the complaint in MUR 5338, which alleged violations of the Federal Election Campaign Act of 1971, as amended (the "Act"). On January 7, 2003, the Commission severed your clients from MUR 5338 and placed them in the above-referenced MUR 5343. On February 3, 2004, the Commission exercised its prosecutorial discretion and dismissed the complaint with respect to PAC for a Democratic House – Non-Federal Account and Moses Mercado, as treasurer, and closed its file in this matter.

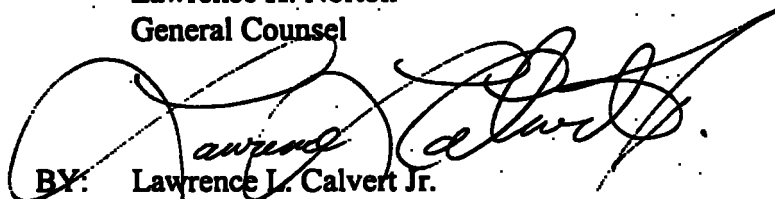
Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the General Counsel's Report is enclosed for your information, as well as a Statement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

202-434-1690

If you have any questions, please contact Jack Gould or Daniel G. Pinegar, the attorneys 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

Enclosures
General Counsel's Report
Statement for the Record

24-04-406-5086