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October 15, 2003

VIA FACSIMILE & U.S. MAIL

April J. Sands, Esquire
Federal Election Commission
Office of General Counsel
999 E Street, N.W.
Washington, DC 20463

Re: MUR 5357 – Bruce Moldow

Dear Ms. Sands:

This submission is in response to correspondence from the Federal Election Commission ("FEC") dated September 24, 2003, advising that the FEC has found reason to believe violations of 2 U.S.C. § 441(f) have occurred. Mr. Moldow continues to assert that he committed no violation of the Federal Election Campaign Act of 1971, as amended, and that his conduct was neither knowing or willful. Mr. Moldow relies on the facts and arguments set out in his correspondence with the FEC in this matter, dated April 29, 2003. Mr. Moldow urges, consistent with past FEC practices in similar cases with regard to people similarly situated to Mr. Moldow, that the FEC decide to take no further action as to him, and that the FEC close this matter by reaching settlement and entering into a pre-probable cause conciliation agreements with Centex-Rooney Construction Co. Inc. and Centex Construction Group Inc.

Mr. Moldow nevertheless accepts the FEC's offer to participate in negotiations and authorizes you to send to me a proposed pre-probable cause conciliation agreement. By agreeing to engage in this process, Mr. Moldow reserves his right to submit in the future appropriate factual and legal materials relevant to the FEC's consideration of this matter, and does not mean to suggest that he will consent to conciliation. He simply wants to move this process along.

Please contact me if you have any questions.

Sincerely,


Michael S. Pasano

cc: Bruce Moldow, Esquire

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