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2 **BEFORE THE FEDERAL ELECTION COMMISSION**

3
4 In the Matter of)

5) MUR 5389

6 Jose Casal)

7)
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10 **CONCILIATION AGREEMENT**

11
12 This matter was initiated by the Federal Election Commission ("Commission"),
13 pursuant to information ascertained in the normal course of carrying out its supervisory
14 responsibilities. The Commission found reason to believe that Respondent, Jose Casal,
15 knowingly and willfully violated 2 U.S.C. § 441e(a).

16 NOW, THEREFORE, the Commission and Respondent, having participated in
17 informal methods of conciliation, prior to a finding of probable cause to believe, do hereby
18 agree as follows:

19 I. The Commission has jurisdiction over Respondent and the subject matter of this
20 proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C.
21 § 437g(a)(4)(A)(i).

22 II. Respondent has had a reasonable opportunity to demonstrate that no action should be
23 taken in this matter.

24 III. Respondent enters voluntarily into this agreement with the Commission.

25 IV. The pertinent facts in this matter are as follows:

26 Actors

27 1. Jose Casal is a Venezuelan citizen and national, and one of the primary investors
28 in Victec Environmental Services, Inc. ("Victec"). Mr. Casal was not lawfully admitted for
29 permanent residence in the United States as defined by 8 U.S.C. § 1101(20) in July 2000.

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1 Hector Munio, George Pattis, and Carolina Caceres. Respondent will cease and desist from
2 violating 2 U.S.C. § 441e.

3 Civil Penalty

4 VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount
5 of Eight Thousand Two Hundred Fifty dollars (\$8,250), pursuant to 2 U.S.C. § 437g(a)(5)(B).

6 Such penalty shall be paid as follows:

- 7 1. An initial payment of Four Thousand One Hundred Twenty-Five
8 Dollars (\$4,125) is due immediately upon signing the agreement.
- 9 2. Thereafter, no more than thirty days (30) from the date this Agreement
10 becomes effective, Respondent shall pay the remaining Four Thousand
11 One Hundred Twenty-Five Dollars (\$4,125).
- 12 3. In the event that the remaining payment is not received by the
13 Commission on or before the date it becomes due, the Commission
14 may, at its discretion, cause the entire unpaid balance of the civil
15 penalty to become due upon ten (10) days written notice to Respondent.
16 Failure by the Commission to accelerate payment with regard to the
17 balance due shall not be construed as a waiver of any kind.

18 Other Provisions

19 VII. Pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), this agreement, unless violated, is a complete
20 bar to further action by the Commission against or concerning Respondent Jose Casal in
21 connection with the facts in this matter.

22 VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1)
23 concerning the matters at issue herein or on its own motion, may review compliance with this

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1 agreement. If the Commission believes that this agreement or any requirement thereof has
2 been violated, it may institute a civil action for relief in the United States District Court for
3 the District of Columbia.

4 IX. This agreement shall become effective as of the date all parties hereto have executed
5 same and the Commission has approved the entire agreement.

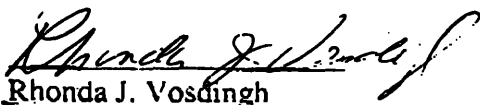
6 X. Respondent shall have no more than 30 days from the date this agreement becomes
7 effective to comply with and implement the requirement contained in this agreement and to so
8 notify the Commission.

9 XI. This Conciliation Agreement constitutes the entire agreement between the parties on
10 the matters raised herein, and no other statement, promise, or agreement, either written or
11 oral, made by either party or by agents of either party, that is not contained in this written
12 agreement shall be enforceable.

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14 FOR THE COMMISSION:

15 Lawrence H. Norton
16 General Counsel

17 BY: 
18 Rhonda J. Vosdingh
19 Associate General Counsel
20 for Enforcement
21
22

5/4/04
Date

23 FOR RESPONDENT:

24 
25 Jose Casal
26

April 06, 2004
Date