

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Westar Energy, Inc.;) PRE-MUR 416
Douglass Lawrence; Carl)
Koupal; Governmental Strategies, Inc.;)
Richard Bornemann)

MUR # 5573

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on October 19, 2004 the Commission took the following actions in the above-captioned matter:

1. Decided by a vote of 5-1 to:
 - a. Find reason to believe that Westar Energy, Inc., Douglass Lawrence and Carl Koupal violated 2 U.S.C. § 441b(a) and 11 CFR §§ 110.6(b)(2)(ii) and 114.2(f).
 - b. Enter into pre-probable cause conciliation with Westar Energy, Inc., Douglass Lawrence and Carl Koupal prior to a finding of probable cause to believe.
 - c. Approve the appropriate letters, including letters to recipient committees requiring disgorgement.

Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner dissented.

2. Decided by a vote of 4-2 to:
 - a. Find reason to believe that Governmental Strategies, Inc., and Richard Bornemann violated 11 CFR § 114.2(f).
 - b. Enter into pre-probable cause conciliation with Governmental Strategies, Inc., and Richard Bornemann, prior to a finding of probable cause to believe.

25044121074

- c. Approve the proposed Conciliation Agreements, as recommended in the General Counsel's Report dated September 24, 2004.
- d. Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated September 24, 2004.

Commissioners Mason, McDonald, Thomas, and Weintraub voted affirmatively for the decision. Commissioners Smith and Toner dissented.

3. Decided by a vote of 6-0 to:

Instruct the General Counsel's Office to open a MUR.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

October 20, 2004
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

25044121075