

JAN 10 2007

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

West Virginia State Democratic Executive  
Committee and Brian Kastick,  
in his official capacity as treasurer

MUR 5760

**SENSITIVE**

GENERAL COUNSEL'S REPORT #2

**I. ACTIONS RECOMMENDED**

Accept the attached signed conciliation agreement with the West Virginia State Democratic Executive Committee and Brian Kastick, in his official capacity as treasurer, and close the file.

**II. BACKGROUND**

The Federal Election Commission ("the Commission") previously found reason to believe that the West Virginia State Democratic Executive Committee and Brian Kastick, in his official capacity as treasurer, (the "Committee") violated 2 U.S.C. § 434(b) by failing to disclose \$93,178 in its 2004 Pre-General Report and \$131,998 in its 2004 Post-General Report.

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7 **III. DISCUSSION**

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19 Based on the foregoing, we recommend the Commission accept the attached proposed  
20 conciliation agreement, close the file and approve the appropriate letter.

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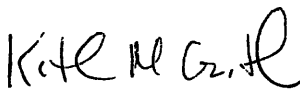
IV. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the West Virginia State Democratic Executive Committee and Brian Kastick, in his official capacity as treasurer.
2. Close the file.
3. Approve the appropriate letter.

Lawrence H. Norton  
General Counsel

Rhonda J. Vosdingh  
Associate General Counsel for Enforcement

1/9/07  
Date

BY:   
Kathleen M. Guith  
Assistant General Counsel

Attachment  
Conciliation Agreement