

MAY 8 2007

RECEIVED  
FEDERAL ELECTION  
COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

2007 MAY -8 7 4 13

**SENSITIVE**

MUR 5812

In the Matter of )  
Ohio State Medical Association Political )  
Action Committee and Timothy Maglione, )  
in his official capacity as Treasurer )

**GENERAL COUNSEL'S REPORT #4**

**I. ACTIONS RECOMMENDED**

Accept the attached conciliation agreement with the Ohio State Medical Association Political Action Committee and Timothy Maglione, in his official capacity as Treasurer ("OSMAPAC" or "the Committee"), and close the file.

**II. DISCUSSION**

On September 12, 2006, the Commission found reason to believe that OSMAPAC violated 2 U.S.C. §§ 432(c)(5), 434(b)(4), 434(b)(6)(B)(v) and 11 C.F.R. § 104.3(b) of the Federal Election Campaign Act of 1971, as amended ("the Act") and authorized an investigation. The Commission's findings were based upon apparent reporting violations caused by an employee's embezzlement of \$83,570 from OSMAPAC over a four-and-a-half-year period.<sup>1</sup> In addition, the Committee failed to report the resulting insurance claim check as a receipt in its original 2005 Year End Report.

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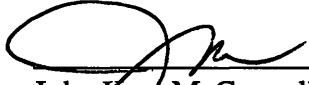
**III. RECOMMENDATIONS**

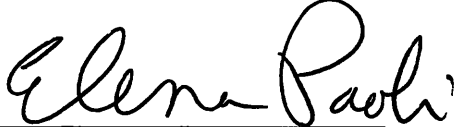
- 1. Accept the attached conciliation agreement with the Ohio State Medical Association Political Action Committee and Timothy Maglione, in his official capacity as Treasurer.
- 2. Close the file.
- 3. Approve the appropriate letter.

Thomasenia P. Duncan  
Acting General Counsel

Ann Marie Terzaken  
Acting Associate General Counsel  
for Enforcement

Date 5/8/07

BY:   
Julie Kara McConnell  
Acting Assistant General Counsel

  
Elena Paoli  
Attorney

Attachment  
1. Conciliation Agreement