

1
2 **BEFORE THE FEDERAL ELECTION COMMISSION**
3

4 In the Matter of)
5) MUR 6417
6 Jim Huffman for Senate and Lisa Lisker,)
7 in her official capacity as treasurer)
8 James Huffman)
9 Leslie Spencer)
10
11

12 **GENERAL COUNSEL'S REPORT #2**
13

14 **I. ACTIONS RECOMMENDED:**

15 Accept the attached conciliation agreement with Jim Huffman for Senate and Lisa
16 Lisker, in her official capacity as treasurer ("Committee"), James Huffman, and Leslie
17 Spencer (collectively, "Respondents"), and close the file as to all Respondents.

18 **II. DISCUSSION**
19

20 Attached is a proposed conciliation agreement for Jim Huffman for Senate and Lisa
21 Lisker, in her official capacity as treasurer, James Huffman and Leslie Spencer, which has
22 been signed by Robert Kelner, counsel for Respondents. Attachment 1. This matter concerns
23 U.S. Senate candidate James Huffman's and the Committee's receipt of excessive
24 contributions from Huffman's wife, Leslie Spencer, and the Committee's misreporting of the
25 source of those contributions as from Huffman's personal funds. The agreement would settle
26 the Commission's reason to believe findings as to (1) the Committee's and James Huffman's
27 violation of 2 U.S.C. § 441a(f) in connection with accepting the excessive contributions in
28 the form of loans from the candidate's wife; (2) the Committee's violation of 2 U.S.C.
29 § 434(b)(3)(E) and 11 C.F.R. § 104.3(d)(4) for failing to properly report the source of the
30 loans and failing to timely file a Schedule C-1 form; and (3) Leslie Spencer's violation of
31 2 U.S.C. § 441a(a)(1)(A) for making the excessive contributions.

12044312049

12044312050

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

Therefore, we
recommend that the Commission accept the conciliation agreement and close the file as to all
Respondents.

III. RECOMMENDATIONS

1. Accept the attached signed conciliation agreement with Jim Huffman for Senate and Lisa Lisker, in her official capacity as treasurer, James Huffman, and Leslie Spencer.
2. Approve the appropriate letters.
3. Close the file as to all Respondents.

Christopher Hughey
Deputy General Counsel

Kathleen Guith
Acting Associate General Counsel
for Enforcement

12/6/11
Date

Susan L. Lebeaux
Susan L. Lebeaux
Assistant General Counsel

Delbert K. Rigsby
Delbert K. Rigsby
Attorney