



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2680

DATE FILMED 11-18-88 CAMERA NO. 3

CAMERAMAN PC.

98040722992

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: July 21, 1988ANALYST: Donald L. Averett

I. COMMITTEE:

S & A Restaurant Corp. Employees
Political Action Committee
(C00012021)
Roger F. Thomson, Treasurer
(February 11, 1988 - Present)
Carla Dial, Treasurer
(November 8, 1985 - February 11, 1988)
12404 Park Central Drive
Dallas, TX 75251

II. RELEVANT STATUTE:

2 U.S.C. §434(a)(4)(B)
11 CFR 104.5(c)(3)(i)

III. BACKGROUND:

Failure to Timely File the 1988 May Monthly Report

The S & A Restaurant Corp. Employees Political Action Committee ("S & A Restaurant") failed to file the 1988 May Monthly Report of Receipts and Disbursements covering the period from April 1, 1988 to April 30, 1988 in a timely manner. S & A Restaurant was notified on February 12, 1988 that the report was due on May 20, 1988 (Attachment 2). A Non-Filer Notice was sent to S & A Restaurant on June 9, 1988 (Attachment 3).

Sherry Young, assistant treasurer for S & A Restaurant, was called by the Reports Analysis Division analyst on June 29, 1988 (Attachment 4). Ms. Young stated that the May Monthly Report had been filed by registered mail and that S & A Restaurant had received the delivery receipt. Ms. Young indicated that she would submit a copy of the May Monthly Report and the registered mail receipt. On July 5, 1988, S & A Restaurant submitted a letter to the Commission reiterating the June 29, 1988 telephone conversation (Attachment 5).

The 1988 May Monthly Report was filed with the Commission on July 15, 1988 (Attachment 6). No registered mail receipts were included in the correspondence.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

93040722995



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 21, 1988

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: *[Signature]* JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE S & A RESTAURANT CORP. EMPLOYEES
POLITICAL ACTION COMMITTEE

This is a referral of the S & A Restaurant Corp. Employees Political Action Committee ("S & A Restaurant") for failing to file the 1988 May Monthly Report

According to the 1987-1988 RAD Review and Referral Procedures for Unauthorized Committees (Standard 3), further examination is required by your office.

In addition, please note that a Chronic Late Filer Notice was sent to S & A Restaurant on July 14, 1988, for failing to file the 1987 February Monthly, Year End, 1988 May and June Monthly Reports in a timely manner.

If you have any questions, please contact Donald L. Averett at 376-2480.

Attachment

93740722994

FEDERAL ELECTION COMMISSION
1987-1988
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

Attachment #1

DATE 20JUL88

PAGE 1

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
						TYPE OF FILER
S & A RESTAURANT CORP EMPLOYEES POLITICAL ACTION COMMITTEE				ID #C00012021	NON-PARTY QUALIFIED	
CONNECTED ORGANIZATION: PILLSBURY COMPANY						
1987	MISCELLANEOUS REPORT TO FEC			3APR87	1	87FEC/464/3180
	MISCELLANEOUS REPORT FROM FEC			13OCT87	1	87FEC/486/5180
	STATEMENT OF ORGANIZATION - AMENDMENT			9NOV87	2	87FEC/493/4975
	FEBRUARY MONTHLY	6,735	0	1JAN87 -31JAN87	3	87FEC/464/0598
	FEBRUARY MONTHLY - AMENDMENT	6,735	0	1JAN87 -31JAN87	3	87FEC/464/1313
	NOTICE OF FAILURE TO FILE			1JAN87 -31JAN87	1	87FEC/463/0586
	MARCH MONTHLY	6,434	0	1FEB87 -28FEB87	5	87FEC/464/0593
	MARCH MONTHLY - AMENDMENT	6,434	0	1FEB87 -28FEB87	4	87FEC/464/1309
	APRIL MONTHLY	8,861	2,127	1MAR87 -31MAR87	8	87FEC/464/3181
	APRIL MONTHLY - AMENDMENT	8,861	2,127	1MAR87 -31MAR87	3	88FEC/512/5189
	MID-YEAR REPORT	19,404	28,807	1APR87 -30JUN87	13	87FEC/474/2100
	MID-YEAR REPORT - AMENDMENT	-	-	1APR87 -30JUN87	3	87FEC/492/3752
	MID-YEAR REPORT - AMENDMENT	19,404	28,807	1APR87 -30JUN87	3	88FEC/512/5183
	REQUEST FOR ADDITIONAL INFORMATION			1APR87 -30JUN87	4	87FEC/486/5541
	YEAR-END	42,904	18,000	1JUL87 -31DEC87	24	88FEC/512/5158
	NOTICE OF FAILURE TO FILE			31DEC87	1	88FEC/510/2960
	1ST LETTER INFORMATIONAL NOTICE			1JUL87 -31DEC87	1	88FEC/520/1195
1988	MISCELLANEOUS REPORT TO FEC			28JAN88	2	88FEC/501/3082
	MISCELLANEOUS REPORT TO FEC			28JAN88	2	88FEC/501/3080
	STATEMENT OF ORGANIZATION - AMENDMENT			16FEB88	2	88FEC/509/1870
	STATEMENT OF ORGANIZATION - AMENDMENT			19FEB88	2	88FEC/509/4764
	MISCELLANEOUS REPORT TO FEC			1JUL88	2	88FEC/532/1362
	MISCELLANEOUS REPORT TO FEC			5JUL88	2	88FEC/532/2677
	MISCELLANEOUS NOTICE FROM FEC			14JUL88	2	88FEC/534/4758
	FEBRUARY MONTHLY	3,718	2,000	1JAN88 -31JAN88	21	88FEC/507/4684
	FEBRUARY MONTHLY - AMENDMENT	3,718	0	1JAN88 -31JAN88	3	88FEC/509/1872
	FEBRUARY MONTHLY - AMENDMENT	-	-	1JAN88 -31JAN88	2	88FEC/509/3224
	FEBRUARY MONTHLY - AMENDMENT	3,718	0	1JAN88 -31JAN88	4	88FEC/509/4760
	FEBRUARY MONTHLY - AMENDMENT	3,718	0	1JAN88 -31JAN88	1	88FEC/512/5187
	MARCH MONTHLY	1,814	2,000	1FEB88 -29FEB88	7	88FEC/512/1101
	REQUEST FOR ADDITIONAL INFORMATION			1FEB88 -29FEB88	1	88FEC/518/2134
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1FEB88 -29FEB88	2	88FEC/524/4061
	APRIL MONTHLY	7,995	0	1MAR88 -31MAR88	6	88FEC/516/2244
	REQUEST FOR ADDITIONAL INFORMATION			1MAR88 -31MAR88	2	88FEC/528/2595
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1MAR88 -31MAR88	3	88FEC/530/4595
	MAY MONTHLY	6,919	2,072	1APR88 -30APR88	7	88FEC/534/2903
	MAY MONTHLY - AMENDMENT	6,919	2,072	1APR88 -30APR88	7	88FEC/534/5414
	NOTICE OF FAILURE TO FILE			1APR88 -30APR88	1	88FEC/528/4682
	JUNE MONTHLY	4,626	40,000	1MAY88 -31MAY88	9	88FEC/536/2005
	NOTICE OF FAILURE TO FILE			1MAY88 -31MAY88	1	88FEC/532/4905
TOTAL		109,410	0	93,006	0	171 TOTAL PAGES

All reports except the May Monthly, May Monthly Ammendment and June Monthly have been reviewed.

Cash on Hand balance as of 5/30/88-- \$86,214.34

Debts owed to/by as of 5/30/88-- \$0.00



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20461

February 12, 1988

REPORTING NOTICE FOR MONTHLY FILERS
ELECTION YEAR 1988

The Commission's records indicate that your committee will file monthly reports during 1988. This notice will assist you in complying with the monthly filing requirements.

* * * *

MONTHLY REPORTS

Monthly reports must be filed no later than the 20th day of each month. 11 CFR 104.5(c)(3). Each report must include all financial activity that occurred during the previous month. For example, the next monthly report due in 1988 should be filed by February 20, 1988, and should include all activity between January 1 and January 31, 1988. NOTE: During November, December and January, monthly filers must file Pre- and Post-General election reports and a Year-End report instead of their Monthly reports. (See chart on reverse side.)

You are required to use FEC Form 3X to file each report. Two of them have been enclosed for your use. You may duplicate these forms, or you may call the Information Services Division for additional copies (800/424-9530 or 202/376-3120).

(over)

MONTHLY REPORTS 1988

REPORT	PERIOD COVERED	REG./CERT. MAILING DATE*	FILING DATE
February	01/01 - 01/31	02/20/88	02/20/88
March	02/01 - 02/29	03/20/88	03/20/88
April	03/01 - 03/31	04/20/88	04/20/88
May	04/01 - 04/30	05/20/88	05/20/88
June	05/01 - 05/31	06/20/88	06/20/88
July	06/01 - 06/30	07/20/88	07/20/88
August	07/01 - 07/31	08/20/88	08/20/88
September	08/01 - 08/31	09/20/88	09/20/88
October	09/01 - 09/30	10/20/88	10/20/88
Pre-General	10/01 - 10/19	10/24/88	10/27/88
Post-General	10/20 - 11/28	12/08/88	12/08/88
Year-End	11/29 - 12/31	01/31/89	01/31/89

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms will be required to refile.

*Reports sent by registered or certified mail must be postmarked by the mailing date. Otherwise, they must be received by the filing date.

93040722997

\$ TY DLASNA.;1

TELECON

ANALYST: Donald L. Averett

CONVERSATION WITH: Sherry Young, Assistant Treasurer

COMMITTEE: S & A Restaurant Corp. Employees Political Action Committee (C00012021)

DATE: 6/29/88

SUBJECT: Nonfiling—May Monthly Report— due May 20, 1988

I called Sherry Young and informed her that the Commission had not received the committee's May Monthly Report.

Ms. Young stated that the report had been filed by registered mail and that the committee had the receipt. She said that she would submit a copy of the receipt along with a copy of the report.

8
9
9
9
2
2
7
0
4
0
0
9

Attachment #5

RECEIVED

98 JUL -5 11 1:20



S&A Restaurant Corp.
12404 Foothill Center Drive Dallas Texas 75251
(214) 404 5000

June 14, 1968

Mr. John D. Gibson
Assistant Staff Director
Reports Analysis Division
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Dear Mr. Gibson:

In response to your June 9 letter received by our offices on June 13, 1968, I must admit to feeling slightly paranoid. If you have not received our May monthly report (4/1/68-4/30/68), that makes two consecutive monthly reports you have not received.

I will send a copy of that report, along with a copy of our registered mail receipt as proof of filing, in a separate envelope.

Sincerely,

Sherry L. Young
Assistant Treasurer
S&A Restaurant Corp.
Employees Political Action Committee

/sly

38735322677

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee
(Summary Page)

Attachment #6

FEDERAL ELECTION COMMISSION

68 JUL 15 AM 11:34

1. NAME OF COMMITTEE (Print) S&A Restaurant Corp. Employees Political Action Committee		2. FEC IDENTIFICATION NUMBER C00012021
ADDRESS (Number and street) <input type="checkbox"/> Check if different than previously reported 12404 Park Central Drive		
CITY, STATE and ZIP CODE Dallas, TX 75251		
		3. This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date)

4. TYPE OF REPORT

- (a) ☐ April 15 Quarterly Report
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-election Year Only)
☐ Termination Report

Monthly Report Due On:

- ☐ February 20 ☐ June 20 ☐ October 20
☐ March 20 ☐ July 20 ☐ November 20
☐ April 20 ☐ August 20 ☐ December 20
☒ May 20 ☐ September 20 ☐ January 31

- ☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? ☐ YES ☒ NO

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
Covering Period <u>4-1-88</u> through <u>4-30-88</u>			
6. (a)	Cash on Hand January 1, 19____		\$ 103,983.14
(b)	Cash on Hand at Beginning of Reporting Period	\$ 116,740.16	
(c)	Total Receipts (from Line 18)	\$ 6,919.60	\$ 21,676.62
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	\$ 123,659.76	\$ 125,659.76
7.	Total Disbursements (from Line 28)	\$ 2,072.27	\$ 4,072.27
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	\$ 121,587.49	\$ 121,587.49
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 0.00	For further information contact... Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-376-3120
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	\$ 0.00	

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer
Sherry L. Young, Assistant Treasurer

Signature of Treasurer

Sherry L. Young

Date

May 22, 1988

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

FEC FORM 3X
(revised 4/87)

FEDERAL ELECTION COMMISSION
999 E STREET, N.W.
Washington, D.C. 20463

88 AUG 24 AM 11:26

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RAD Referral #88NF-34
Staff Member: Sandra J. Dunham

SOURCE: I N T E R N A L L Y G E N E R A T E D

RESPONDENTS: S&A Restaurant Corp. Employees Political Action
Committee and Roger F. Thomson, as treasurer

RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(B)

INTERNAL REPORTS CHECKED: Reports on C Index

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter was generated by a referral from the Reports
Analysis Division.

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended,
provides that political committees, other than authorized
committees of a candidate, which choose to file monthly reports,
shall file the monthly reports no later than the 20th day after
the last day of the month and shall be complete as of the last
day of the month. 2 U.S.C. §434(a)(4)(B).

S&A Restaurant Corp. Employees Political Action Committee
(the "Committee") was required to file its 1988 May Monthly
Report by May 20, 1988. The Committee did not file its 1988 May
Monthly Report until July 15, 1988, 56 days late. Accordingly,
the Office of the General Counsel recommends that the Commission
open a MUR and find reason to believe that the Committee violated
2 U.S.C. § 434(a)(4)(B).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

33040723002

IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe S&A Restaurant Corp. Employees Political Action Committee and Roger F. Thomson, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the attached letter, Factual and Legal Analysis, and proposed conciliation agreement.

Lawrence M. Noble
General Counsel

Date

8/23/88

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Referral Materials
2. Proposed agreement
3. Letter and Factual and Legal Analysis

3
3
3
3
2
7
0
4
0
3
3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

S&A Restaurant Corp. Employees)
Political Action Committee and)
Roger F. Thomson, as treasurer)

RAD REF. 88NF-34

(MUR
2680)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 26, 1988, the Commission decided by a vote of 6-0 to take the following actions in RAD REF. 88NF-34:

1. Open a MUR as recommended in the First General Counsel's Report signed August 23, 1988.
2. Find reason to believe S&A Restaurant Corp. Employees Political Action Committee and Roger F. Thomson, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), and enter into conciliation prior to a finding of probable cause to believe.
3. Approve the letter, Factual and Legal Analysis, and proposed conciliation agreement as recommended in the First General Counsel's Report signed August 23, 1988.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

8/26/88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

3
3
0
4
0
7
2
3
0
0
4



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 30, 1988

Roger F. Thomson, Treasurer
S&A Restaurant Corp. Employees
Political Action Committee
12404 Park Central Avenue
Dallas, TX 75251

RE: MUR 2680
S&A Restaurant Corp. Employees
Political Action Committee and
Roger F. Thomson, as treasurer

Dear Mr. Thomson:

On August 25, 1988, the Federal Election Commission found that there is reason to believe the S&A Restaurant Corp. Employees Political Action Committee ("Committee") and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and you, as treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against the Committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing preprobable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign

8 8 0 4 0 7 2 3 0 0 6

Factual and Legal Analysis
Procedures
Designation of Counsel Form
Conciliation Agreement

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 SEP 12 PM 2:11

600# 390



S&A Restaurant Corp.
12404 Park Central Drive, Dallas, Texas 75251
(214) 494-5000

September 8, 1988

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
999 E Street, NW
Washington, DC 20463

RE: S&A Restaurant Corp. Employees Political Committee/MUR 2680

Dear Mr. Josefiak:

Enclosed is an executed conciliation agreement approved by the Commission and a check in payment of the civil penalty in the amount of \$125.00 (One Hundred Twenty-Five dollars) pursuant to 2 U.S.C. § 437g(a) (5) (A).

We appreciate the Commission's desire to assist S&A Restaurant Corp. in this matter and the understanding the Commission has displayed regarding the inadvertent late filing by its employee PAC.

Steps have been taken to ensure all reports required by the Federal Election Commission are hereafter filed in a timely manner. As stated in previous correspondence from our assistant treasurer, we experienced a personnel change at approximately the same time our headquarters relocated and followed by an additional decrease in clerical staff. Regretfully, our remaining staff has suffered additional responsibilities and record keeping.

Once again, thank you for your assistance.

Respectfully yours,

Roger F. Thomson
Treasurer
S&A Restaurant Corp.
Employees Political Action Committee

88 SEP 14 PM 3:46

RFT:sy

Enclosures

FEDERAL BUREAU OF INVESTIGATION

88 SEP 23 P 2:51

1
2
3
4
5
6

MUR 2680

SENSITIVE

[illegible]

By :

Staff Assigned: Sandra J. Dunham

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

S & A Restaurant Corp. Employees)

Political Action Committee and)

Roger F. Thomson, as treasurer)

MUR 2680

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 28, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2680:

1. Accept the conciliation agreement with S & A Restaurant Corp. Employees Political Action Committee and Roger E. Thomson, as treasurer, as recommended in the General Counsel's report signed September 22, 1988.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed September 22, 1988.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

9-28-88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Fri.,	9-23-88,	3:59
Circulated on 48 hour tally basis:	Mon.,	9-26-88,	11:00
Deadline for vote:	Wed.,	9-28-88,	11:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 18, 1988

Roger F. Thomson, Treasurer
S & A Restaurant Corp.
Employees Political Action Committee
12404 Park Central Avenue
Dallas, TX 75251

RE: MUR 2680
S & A Restaurant Corp. Employees
Political Action Committee and
Roger F. Thomson, as treasurer

Dear Mr. Thomson:

On September 28, 1988, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(B), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact Sandra J. Dunham, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

0
1
2
3
4
5
6
7
8
9
0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
S&A Restaurant Corp. Employees) MUR 2680
Political Action Committee and)
Roger F. Thomson, as treasurer)
)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that S&A Restaurant Corp. Employees Political Action Committee and Roger F. Thomson, as treasurer, ("Respondents") violated 2 U.S.C. § 434(a)(4)(B).

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

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

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

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

1. S&A Restaurant Corp. Employees Political Action Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

110123456789

3. Respondent Committee was required to file its monthly reports no later than the 20th day after the last day of each month.

4. Respondents filed their 1988 May Monthly Report, which was due on May 20, 1988, on July 15, 1988, 56 days late. The total amount of financial activity disclosed was \$8,991.87.

V. Respondents failed to file their 1988 May Monthly Report in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(B).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of One Hundred Twenty-Five dollars (\$125.00), pursuant to 2 U.S.C. § 437q(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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



FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

THIS IS THE END OF MUR # 2680

DATE FILMED 11-18-88 CAMERA NO. 3

CAMERAMAN PC

33340723013

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

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

FOR THE COMMISSION:


Lawrence M. Noble
General Counsel

BY:


Lois G. Lerner
Associate General Counsel

10-17-88
Date

FOR THE RESPONDENTS:


(Name)
(Position) Treasurer

9/8/88
Date

88040723014



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2680

DATE FILMED 11-18-88 CAMERA NO. 3

CAMERAMAN PC

33040723013