



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1192

DATE SCANNED 3-30-05

SCANNER NO. 1

SCAN OPERATOR S.E.G

25092570691



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2004 DEC -1 P 1:08

December 1, 2004

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON
STAFF DIRECTOR

ROBERT J. COSTA
DEPUTY STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REASON TO BELIEVE RECOMMENDATION – 2004 (ELECTION-SENSITIVE) OCTOBER QUARTERLY REPORT FOR THE ADMINISTRATIVE FINES PROGRAM

Attached is a list of political committees and their treasurers who failed to file or failed to timely file, the 2004 October Quarterly Report in accordance with 2 U.S.C. 434(a). On September 20, 2004, Prior Notice was sent to all political committees and their treasurers, informing them that the October Quarterly Report was due on October 15, 2004. The report should have covered the period ending on September 30, 2004.

Under the Administrative Fines Program, the October Quarterly Report is considered an election-sensitive filing for authorized committees supporting candidates involved in the general election as well as all unauthorized committees. For the committees listed on the attached RTB Circulation Report, the October Quarterly Report was an election-sensitive filing. The committees either filed the report more than five (5) days after the due date, failed to file the report or failed to file the report prior to four (4) days before the general election (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties included on the attached report.

Recommendation

- (1) Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
- (2) Send the appropriate mailgrams.

FEDERAL ELECTION COMMISSION 2003-2004
Reason to Believe Circulation Report
2004 OCTOBER QUARTERLYDATE 12/01/2004
PAGE: 1

AF #	COMMITTEE NAME	COMMITTEE ID	TREASURER	RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY	THRESHOLD AMOUNT	STATE	CANDIDATE NAME	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
AF01189	SAN ANTONIO POLICE OFFICERS ASSOCIATION POLITICAL ACTION COMMITTEE	TX										
	C00396655	Morgan, Clifford Mr.					\$144,865			Yes	0	\$1,650
	10/21/2004	6										
AF01190	AMERICAN PUBLIC POWER ASSOCIATION PUBLIC OWNERSHIP OF ELECTRIC RE	DC										
	C00161570	P BIANCA DOMALLY					\$172,422			Yes	0	\$600
	10/27/2004	12					\$28,700					
AF01192	GILLETTE COMPANY POLITICAL ACTION COMMITTEE THE	MA										
	C00375808	Gatlin, John Mr.					\$139,266			Yes	0	\$270
	10/27/2004	12					\$13,765					
AF01194	SOVEREIGN BANCORP INC PAC	PA										
	C00327072	RICHARD E KOSAK					\$164,155			Yes	0	\$260
	10/26/2004	11					\$11,025					

FEDERAL ELECTION COMMISSION 2003-2004
Reason to Believe Circulation Report
2004 OCTOBER QUARTERLYDATE 12/01/2004
PAGE: 2

AF #	COMMITTEE NAME	COMMITTEE ID	RECEIPT DATE	THRESHOLD AMOUNT	STATE	CANDIDATE NAME	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
AF01195	VERIZON COMMUNICATION INC GOOD GOVT CLUB	C00186288	10/26/2004	\$241,056	PA	JOAN SIMPSON	Yes	0	\$3,425

AF01201	COLONIAL BANGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONI	C00309526	Not Filed	\$35,426 (est)	AL	GLENDIA ALLRED	Yes	2	\$2,100
AF01202	CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE (CBC-PAC)	C00147512	Not Filed	\$91,035 (est)	DC	Arthur R. Collins	Yes	4	\$8,000

FEDERAL ELECTION COMMISSION 2003-2004
Reason to Believe Circulation Report
2004 OCTOBER QUARTERLY

AF #	COMMITTEE NAME	COMMITTEE ID	RECEIPT DATE	COMMITTEE NAME	STATE	THRESHOLD AMOUNT	LEVEL OF ACTIVITY	SENSITIVE	CANDIDATE NAME	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
AF01205	RCG PAC				TN						
	C00382101			DAVID DILL		\$126,651		Yes		1	\$1,125
		11/03/2004		Not Filed							
AF01207	UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG				CT						
	C00150045			GLENN MARSHALL		\$144,060		Yes		1	\$5,000
		11/15/2004		Not Filed		\$80,660					



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Wednesday, December 01, 2004 4:00

BALLOT DEADLINE: Monday, December 06, 2004 4:00

COMMISSIONER: MASON, McDONALD, SMITH, THOMAS, TONER, WEINTRAUB

SUBJECT: **Reason to Believe Recommendation – 2004 (Election-Sensitive)
October Quarterly Report for the Administrative Fines Program.
Memorandum from the Assistant Staff Director Reports Analysis
Division dated December 1, 2004.**

- () I approve the recommendation(s)
- () I object to the recommendation(s)
- () I approve the recommendations except those following
to which I object (please insert AF#)

- () I approve the recommendations except those following
in which I abstain (please insert AF#)

- () I approve the recommendations except those following
in which I am recused (please insert AF#)

- () I am not voting on this tally.

A definite vote is required. All ballots must be signed and dated. Please return
ONLY THE BALLOT to the Commission Secretary. Please return ballot no later
than date and time shown above.

DATE: _____

SIGNATURE: _____

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

25092570696

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2004)
(Election-Sensitive) October Quarterly)
Report for the Administrative Fines)
Program:)

SAN ANTONIO POLICE OFFICERS) AF# 1189
ASSOCIATION POLITICAL ACTION)
COMMITTEE, and Morgan, Clifford Mr. as)
treasurer;)
AMERICAN PUBLIC POWER) AF# 1190
ASSOCIATION PUBLIC OWNERSHIP)
OF ELECTRIC RESOURCES PAC)
(POWER PAC), and P BIANCA)
DOMALLY as treasurer;)

GILLETTE COMPANY POLITICAL) AF# 1192
ACTION COMMITTEE THE, and Gatlin,)
John Mr. as treasurer;)

SOVEREIGN BANCORP INC PAC, and) AF# 1194
RICHARD E KOSAK as treasurer;)

25092570697

VERIZON COMMUNICATION INC) AF# 1195
GOOD GOVT CLUB, and JOAN)
SIMPSON as treasurer;)

COLONIAL BANCGROUP INC) AF# 1201
FEDERAL POLITICAL ACTION)
COMMITTEE (COLONIAL FED PAC),)
and GLENDA ALLRED as treasurer;)
CONGRESSIONAL BLACK CAUCUS) AF# 1202
POLITICAL ACTION)
COMMITTEE(CBC-PAC), and Arthur R.)
Collins as treasurer;)

RCG PAC, and DAVID DILL as treasurer;) AF# 1205

UNITED BROTHERHOOD OF) AF# 1207
CARPENTERS/JOINERS OF AMER NEW)
ENGLAND REG CARPENTERS LEGIS)
EMP CMTE, and GLENN MARSHALL as)
treasurer;)

25092570698

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby
certify that on December 06, 2004 the Commission took the following actions on the
Reason To Believe Recommendation - 2004 (Election-Sensitive) October Quarterly
Report for the Administrative Fines Program as recommended in the Reports Analysis
Division's Memorandum dated December 01, 2004, on the following committees:

25092570699

AF#1189 Decided by a vote of 6-0 to: (1) find reason to believe that SAN ANTONIO POLICE OFFICERS ASSOCIATION POLITICAL ACTION COMMITTEE, and Morgan, Clifford Mr. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1190 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN PUBLIC POWER ASSOCIATION PUBLIC OWNERSHIP OF ELECTRIC RESOURCES PAC (POWER PAC), and P BIANCA DOMALLY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1192 Decided by a vote of 6-0 to: (1) find reason to believe that GILLETTE COMPANY POLITICAL ACTION COMMITTEE THE, and Gatlin, John Mr. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1194 Decided by a vote of 6-0 to: (1) find reason to believe that SOVEREIGN BANCORP INC PAC, and RICHARD E KOSAK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092570700

AF#1195 Decided by a vote of 6-0 to: (1) find reason to believe that VERIZON COMMUNICATION INC GOOD GOVT CLUB, and JOAN SIMPSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092570701

AF#1201 Decided by a vote of 6-0 to: (1) find reason to believe that COLONIAL BANCGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC), and GLENDA ALLRED as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1202 Decided by a vote of 6-0 to: (1) find reason to believe that CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE(CBC-PAC), and Arthur R. Collins as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1205 Decided by a vote of 6-0 to: (1) find reason to believe that RCG PAC, and DAVID DILL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092570702

AF#1207 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE, and GLENN MARSHALL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

December 6, 2004
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

25092570703

**WESTERN
UNION.**

CONFIRMATION OF CMGM

WESTERN UNION COMMERCIAL SERVICES
TO: GATLIN, JOHN MR.
GILLETTE COMPANY POLITICAL ACTION COMMIT
3900 PRUDENTIAL TOWER BUILDING
BOSTON MA 02199

FEDERAL ELECTION COMMISSION
DAYNA BROWN
999 E ST NW # 709
WASHINGTON DC 20463

DECEMBER 7, 2004

GATLIN, JOHN MR.
GILLETTE COMPANY POLITICAL ACTION COMMIT
3900 PRUDENTIAL TOWER BUILDING
BOSTON MA 02199

C00375808
AF#: 1192

DEAR GATLIN, JOHN MR.:

THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED ("THE ACT"), REQUIRES THAT YOUR COMMITTEE FILE AN OCTOBER QUARTERLY REPORT OF RECEIPTS AND DISBURSEMENTS IN A CALENDAR YEAR DURING WHICH THERE IS A REGULARLY SCHEDULED ELECTION. THIS REPORT, COVERING THE PERIOD THROUGH SEPTEMBER 30TH, SHALL BE FILED NO LATER THAN OCTOBER 15TH. 2 U.S.C. 434(A). YOU WERE PREVIOUSLY NOTIFIED OF THE DUE DATE FOR THIS REPORT. RECORDS AT THE FEDERAL ELECTION COMMISSION ("FEC") INDICATE THAT THIS REPORT WAS FILED ON 10/27/2004, 12 DAYS LATE.

THE ACT WAS FURTHER AMENDED IN 1999 TO PERMIT THE FEC TO IMPOSE CIVIL MONEY PENALTIES FOR VIOLATIONS OF THE REPORTING REQUIREMENTS OF 2 U.S.C. 434(A). 2 U.S.C. 437G(A)(4). ON 12/06/2004, THE FEC FOUND THAT THERE IS REASON TO BELIEVE ("RTB") THAT GILLETTE COMPANY POLITICAL ACTION COMMIT AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) BY FAILING TO FILE TIMELY THIS REPORT ON OR BEFORE OCTOBER 15TH. BASED ON THE FEC'S SCHEDULES OF CIVIL MONEY PENALTIES AT 11 C.F.R. 111.43, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE IS \$270. IT IS DUE BY 01/15/2005 AND IS BASED ON THESE FACTORS:

ELECTION SENSITIVITY OF REPORT: ELECTION SENSITIVE
LEVEL OF ACTIVITY: \$13765
NUMBER OF DAYS LATE: 12
NUMBER OF PREVIOUS CIVIL MONEY PENALTIES ASSESSED: 0

TO PAY THE CALCULATED CIVIL MONEY PENALTY

TO PAY THE CALCULATED CIVIL MONEY PENALTY, SEND THE ENCLOSED REMITTANCE AND YOUR PAYMENT TO THE FEC AT THE ADDRESS ON PAGE 3.

**WESTERN
UNION.****WESTERN UNION COMMERCIAL SERVICES**

UPON RECEIPT OF YOUR PAYMENT, THE FEC WILL SEND YOU A FINAL DETERMINATION LETTER.

TO CHALLENGE THE RTB FINDING AND/OR CALCULATED CIVIL MONEY PENALTY TO CHALLENGE THE RTB FINDING AND/OR CALCULATED CIVIL MONEY PENALTY, YOU MUST SUBMIT A WRITTEN RESPONSE, INCLUDING THE AF# FOUND ON PAGE ONE, TO THE FEC'S OFFICE OF ADMINISTRATIVE REVIEW, 999 E STREET, NW, WASHINGTON, DC 20463. YOUR RESPONSE MUST BE RECEIVED BY 01/15/2005. YOUR WRITTEN RESPONSE MUST INCLUDE THE REASON(S) WHY YOU ARE CHALLENGING THE RTB FINDING AND/OR CALCULATED CIVIL MONEY PENALTY. THE FEC WILL ONLY CONSIDER CHALLENGES THAT ARE BASED ON A FACTUAL ERROR, MISCALCULATION OF THE CALCULATED CIVIL MONEY PENALTY BY THE FEC, OR THE EXISTENCE OF EXTRAORDINARY CIRCUMSTANCES THAT PERSISTED FOR MORE THAN 48 HOURS THAT WERE BEYOND YOUR CONTROL AND PREVENTED YOU FROM FILING THE REPORT IN A TIMELY MANNER. YOUR RESPONSE MUST INCLUDE THE FACTUAL BASIS SUPPORTING THE REASON(S) AND SUPPORTING DOCUMENTATION. THE FEC STRONGLY ENCOURAGES THAT DOCUMENTS BE SUBMITTED IN THE FORM OF AFFIDAVITS OR DECLARATIONS. EXAMPLES OF CIRCUMSTANCES THAT WILL NOT BE CONSIDERED EXTRAORDINARY INCLUDE, BUT ARE NOT LIMITED TO, NEGLIGENCE, PROBLEMS WITH VENDORS OR CONTRACTORS, STAFF ILLNESS, COMPUTER FAILURES AND SIMILAR CIRCUMSTANCES. 11 C.F.R. 111.35(B)(1)(III) AND (4).

YOUR FAILURE TO RAISE AN ARGUMENT IN A TIMELY FASHION DURING THE ADMINISTRATIVE PROCESS SHALL BE DEEMED A WAIVER OF YOUR RIGHT TO PRESENT SUCH ARGUMENT IN A PETITION TO THE DISTRICT COURT UNDER 2 U.S.C. 437G. 11 C.F.R. 111.38.

IF YOU INTEND TO BE REPRESENTED BY COUNSEL, PLEASE ADVISE THE OFFICE OF ADMINISTRATIVE REVIEW. YOU SHOULD PROVIDE, IN WRITING, THE NAME, ADDRESS AND TELEPHONE NUMBER OF YOUR COUNSEL AND AUTHORIZE COUNSEL TO RECEIVE NOTIFICATIONS AND COMMUNICATIONS RELATING TO THIS CHALLENGE AND IMPOSITION OF THE CALCULATED CIVIL MONEY PENALTY.

IF YOU DO NOT PAY THE CALCULATED CIVIL MONEY PENALTY OR SUBMIT A CHALLENGE

IF YOU DO NOT PAY THE CALCULATED CIVIL MONEY PENALTY OR SUBMIT A WRITTEN RESPONSE, THE FEC WILL ASSUME THAT THE PRECEDING FACTUAL ALLEGATIONS ARE TRUE AND MAKE A FINAL DETERMINATION THAT GILLETTE COMPANY POLITICAL ACTION COMMIT AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) AND ASSESS A CIVIL MONEY PENALTY.

UNPAID CIVIL MONEY PENALTIES ASSESSED THROUGH THE ADMINISTRATIVE FINE REGULATIONS WILL BE SUBJECT TO THE DEBT COLLECTION ACT OF 1982("DCA")AS AMENDED BY THE DEBT COLLECTION IMPROVEMENT ACT OF 1996, 31 U.S.C. 3701 ET SEQ. THE FEC MAY TAKE ANY AND ALL APPROPRIATE ACTION AUTHORIZED AND REQUIRED BY THE DCA, AS AMENDED, INCLUDING TRANSFER TO THE U.S. DEPARTMENT OF THE TREASURY FOR COLLECTION. 11 C.F.R. 111.45.

THIS MATTER WAS GENERATED BASED ON INFORMATION ASCERTAINED BY THE FEC IN THE NORMAL COURSE OF CARRYING OUT ITS SUPERVISORY RESPONSIBILITIES. 2 U.S.C. 437G(A)(2). IT WILL REMAIN CONFIDENTIAL IN ACCORDANCE WITH 2 U.S.C. 437G(A)(4)(B) AND 437G(A)(12)(A) UNTIL IT IS PLACED ON THE PUBLIC RECORD IN ACCORDANCE WITH 11 C.F.R. 111.42, UNLESS YOU NOTIFY THE FEC IN WRITING THAT YOU WISH THE MATTER TO BE MADE PUBLIC.

ADDITIONAL INFORMATION ON THE FEC'S ADMINISTRATIVE FINE PROGRAM,

**WESTERN
UNION**

WESTERN UNION COMMERCIAL SERVICES

INCLUDING THE FINAL REGULATIONS, IS LOCATED AT THE FEC'S WEBSITE AT WWW.FEC.GOV. IF YOU HAVE QUESTIONS REGARDING THE PAYMENT OF THE CALCULATED CIVIL MONEY PENALTY, PLEASE CONTACT DAYNA C. BROWN IN THE REPORTS ANALYSIS DIVISION AT OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT PRESS 5) OR (202)694-1130. IF YOU HAVE QUESTIONS REGARDING THE SUBMISSION OF A CHALLENGE, PLEASE CONTACT THE OFFICE OF ADMINISTRATIVE REVIEW AT OUR TOLL FREE NUMBER (800)424-9530 (PRESS 0, THEN EXT. 1660) OR (202)694-1660.

SINCERELY,

BRADLEY A. SMITH
CHAIRMAN

* * * * *
ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43, THE AMOUNT OF YOUR CIVIL MONEY PENALTY CALCULATED AT RTB IS \$270 FOR THE 2004 OCTOBER QUARTERLY REPORT.

PLEASE MAIL THIS REMITTANCE WITH A CHECK OR MONEY ORDER MADE PAYABLE TO THE FEDERAL ELECTION COMMISSION TO THE FOLLOWING ADDRESS:
FEDERAL ELECTION COMMISSION
P.O. BOX 952182
ST. LOUIS, MO 63195-2182

IF YOU CHOOSE TO SEND YOUR REMITTANCE AND PAYMENT BY COURIER OR OVERNIGHT DELIVERY, PLEASE USE THIS ADDRESS:
U.S. BANK - GOVERNMENT LOCKBOX
FEC #952182
1005 CONVENTION PLAZA
ST. LOUIS, MO 63101

THE REMITTANCE AND YOUR PAYMENT ARE DUE BY 01/15/2005. UPON RECEIPT OF YOUR REMITTANCE AND PAYMENT, THE FEC WILL SEND YOU A FINAL DETERMINATION LETTER.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: GILLETTE COMPANY POLITICAL ACTION COMMIT.

FEC ID#: C00375808

AF#: 1192

PAYMENT DUE DATE: 01/15/2005

PAYMENT AMOUNT DUE: \$270

25092570706



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2005 FEB 22 A 9:16

February 18, 2005

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON
STAFF DIRECTOR

ROBERT J. COSTA
DEPUTY STAFF DIRECTOR

FROM: JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: ADMINISTRATIVE FINES FINAL DETERMINATION
RECOMMENDATION FOR THE 2004 OCTOBER QUARTERLY
(ELECTION SENSITIVE) REPORT

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2004 October Quarterly Report. The first list represents the committees that have paid the civil money penalties and the second list represents the committees that have not paid. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 C.F.R. 111.34 and 11 C.F.R. 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, the San Antonio Police Officers Association PAC (AF #1189) filed an Amended October Quarterly Report after the RTB finding. This amendment disclosed a lower level of activity, thereby lowering the civil money penalty from \$1,650 to \$450. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund of \$1,200.

25092570707

RAD Recommendation

- (1) Make final determinations that the political committees and their treasurers on the attached lists violated 2 U.S.C. 434(a) and assess the civil money penalties so indicated.
- (2) Send the appropriate mailgrams.

25092570708

COMMITTEES THAT HAVE PAID

FEDERAL ELECTION COMMISSION 2003-2004
FINAL DETERMINATION CIRCULATION REPORT

DATE 02/14/2005
PAGE: 1

AF #	CANDIDATE NAME	COMMITTEE NAME	RECEIPT DATE	DAYS LATE	REASON TO BELIEVE DATE	COMMITTEE ID	TREASURER	STATE	REPORT TYPE	PREVIOUS VIOLATIONS	DATE PAID	AMOUNT PAID
AF1189	SAN ANTONIO POLICE OFFICERS ASSOCIATION	POLITICAL ACTION COMMITTEE	10/21/2004	6		C00396655	Morgan, Clifford Mr.	TX	2004 OCTOBER QUARTERLY	0	12/27/2004	\$1,650
			12/06/2004				\$45,865 \$450					
AF1190	AMERICAN PUBLIC POWER ASSOCIATION	PUBLIC OWNERSHIP OF ELECTRIC RESOURCES	10/27/2004	12		C00161570	P BIANCA DOMALLY	DC	2004 OCTOBER QUARTERLY	0	12/13/2004	\$600
			12/06/2004				\$28,700 \$600					
AF1192	GILLETTE COMPANY POLITICAL ACTION	COMMITTEE THE	10/27/2004	12		C00375808	Gatlin, John Mr.	MA	2004 OCTOBER QUARTERLY	0	12/27/2004	\$270
			12/06/2004				\$13,765 \$270					
AF1194	SOVEREIGN BANCORP INC PAC		10/26/2004	11		C00327072	RICHARD E KOSAK	PA	2004 OCTOBER QUARTERLY	0	01/20/2005	\$260
			12/06/2004				\$11,025 \$260					
AF1195	VERIZON COMMUNICATION INC GOOD GOVT CLUB		10/26/2004	11		C00186288	JOAN SIMPSON	PA	2004 OCTOBER QUARTERLY	0	01/03/2005	\$3,425
			12/06/2004				\$241,056 \$3,425					
AF1201	COLONIAL BANGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC	AL	Not Filed			C00309526	GLENDAL ALLRED		2004 OCTOBER QUARTERLY	2	01/18/2005	\$2,100
			12/06/2004				\$35,426 (est) \$2,100					
AF1205	RCG PAC		11/03/2004	Not Filed		C00382101	DAVID DILL	TN	2004 OCTOBER QUARTERLY	1	12/20/2004	\$1,125
			12/06/2004				\$16,425 \$1,125					
AF1207	UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS	CT	11/15/2004	Not Filed		C00150045	GLENN MARSHALL		2004 OCTOBER QUARTERLY	1	01/06/2005	\$5,000
			12/06/2004				\$80,660 \$5,000					

25092570711

COMMITTEES THAT HAVE NOT PAID

FEDERAL ELECTION COMMISSION 2003-2004
FINAL DETERMINATION CIRCULATION REPORT

NOT PAID

AF #	CANDIDATE NAME	COMMITTEE NAME	COMMITTEE ID	TREASURER	STATE	REPORT TYPE
	RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY	DAYS SINCE RTB		PREVIOUS VIOLATIONS
	RTB DATE	RTB PENALTY				FINAL CIVIL MONEY PENALTY

AF1202	CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE(CBC-PAC)	DC				
	C00147512				2004 OCTOBER QUARTERLY	
	Arthur R. Collins					
02/01/2005	Not Filed				4	
12/06/2004						\$8,000
						\$8,000



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Tuesday, February 22, 2005 11:00

BALLOT DEADLINE: Friday, February 25, 2005 4:00

COMMISSIONER: MASON, McDONALD, SMITH, THOMAS, TONER, WEINTRAUB

SUBJECT: **Administrative Fines Final Determination Recommendation
for the 2004 October Quarterly (Election Sensitive) Report.
Memorandum from the Assistant Staff Director Reports
Analysis Division dated February 18, 2005.**

- () I approve the recommendation(s)
- () I object to the recommendation(s)
- () I approve the recommendations except those following
to which I object (please insert AF#)

- () I approve the recommendations except those following
in which I abstain (please insert AF#)

- () I approve the recommendations except those following
in which I am recused (please insert AF#)

- () I am not voting on this tally.

A definite vote is required. All ballots must be signed and dated. Please return
ONLY THE BALLOT to the Commission Secretary. Please return ballot no later
than date and time shown above.

DATE: _____

SIGNATURE: _____

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

25092570713

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Final Determination)
Recommendation for the 2004 October)
Quarterly (Election Sensitive) Report:)
SAN ANTONIO POLICE OFFICERS) AF# 1189
ASSOCIATION POLITICAL ACTION)
COMMITTEE, and Morgan, Clifford Mr. as)
treasurer;)
AMERICAN PUBLIC POWER) AF# 1190
ASSOCIATION PUBLIC OWNERSHIP)
OF ELECTRIC RESOURCES PAC)
(POWER PAC), and P BIANCA)
DOMALLY as treasurer;)
GILLETTE COMPANY POLITICAL) AF# 1192
ACTION COMMITTEE THE, and Gatlin,)
John Mr. as treasurer;)
SOVEREIGN BANCORP INC PAC, and) AF# 1194
RICHARD E KOSAK as treasurer;)
VERIZON COMMUNICATION INC) AF# 1195
GOOD GOVT CLUB, and JOAN)
SIMPSON as treasurer;)
COLONIAL BANCGROUP INC) AF# 1201
FEDERAL POLITICAL ACTION)
COMMITTEE (COLONIAL FED PAC),)
and GLENDA ALLRED as treasurer;)
RCG PAC, and DAVID DILL as treasurer;) AF# 1205
UNITED BROTHERHOOD OF) AF# 1207
CARPENTERS/JOINERS OF AMER NEW)
ENGLAND REG CARPENTERS LEGIS)
EMP CMTE, and GLENN MARSHALL as)
treasurer;)

25092570714

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on February 28, 2005 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2004 October Quarterly (Election Sensitive) Report as recommended in the Reports Analysis Division's Memorandum dated February 18, 2005, on the following committees:

AF#1189 Decided by a vote of 6-0 to: (1) make a final determination that SAN ANTONIO POLICE OFFICERS ASSOCIATION POLITICAL ACTION COMMITTEE, and Morgan, Clifford Mr. as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1190 Decided by a vote of 6-0 to: (1) make a final determination that AMERICAN PUBLIC POWER ASSOCIATION PUBLIC OWNERSHIP OF ELECTRIC RESOURCES PAC (POWER PAC), and P BIANCA DOMALLY as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1192 Decided by a vote of 6-0 to: (1) make a final determination that GILLETTE COMPANY POLITICAL ACTION COMMITTEE THE, and Gatlin, John Mr. as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1194 Decided by a vote of 6-0 to: (1) make a final determination that SOVEREIGN BANCORP INC PAC, and RICHARD E KOSAK as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1195 Decided by a vote of 6-0 to: (1) make a final determination that VERIZON COMMUNICATION INC GOOD GOVT CLUB, and JOAN SIMPSON as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

25092570715

AF#1201 Decided by a vote of 6-0 to: (1) make a final determination that COLONIAL BANCGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONIAL FED PAC), and GLENDA ALLRED as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1205 Decided by a vote of 6-0 to: (1) make a final determination that RCG PAC, and DAVID DILL as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

AF#1207 Decided by a vote of 6-0 to: (1) make a final determination that UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE, and GLENN MARSHALL as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate mailgrams. Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

February 28, 2005
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

25092570716

**WESTERN
UNION.**

CONFIRMATION OF MAILGRAM TO: GATLIN, JOHN MR.
WESTERN UNION COMMERCIAL SERVICES
GILLETTE COMPANY POLITICAL ACTION COMMIT
3900 PRUDENTIAL TOWER BUILDING
BOSTON MA 02199

FEDERAL ELECTION COMMISSION
DAYNA BROWN
999 E ST NW # 709
WASHINGTON DC 20463

MARCH 1, 2005

GATLIN, JOHN MR.
GILLETTE COMPANY POLITICAL ACTION COMMIT
3900 PRUDENTIAL TOWER BUILDING
BOSTON MA 02199

C00375808
AF#: 1192

DEAR GATLIN, JOHN MR.:

ON 12/06/2004, THE FEDERAL ELECTION COMMISSION ("FEC") FOUND REASON TO BELIEVE ("RTB") THAT GILLETTE COMPANY POLITICAL ACTION COMMIT AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) FOR FILING LATE OR FAILING TO FILE THE 2004 OCTOBER QUARTERLY REPORT. BY MAILGRAM DATED 12/07/2004, THE FEC SENT YOU NOTIFICATION OF THE RTB FINDING THAT INCLUDED A CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE OF \$270 IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43.

ON 12/27/2004, THE FEC RECEIVED PAYMENT OF YOUR CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE. THEREFORE, THE FEC MADE A FINAL DETERMINATION ON 02/28/2005 THAT YOU, AS TREASURER, AND GILLETTE COMPANY POLITICAL ACTION COMMIT VIOLATED 2 U.S.C. 434(A), ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$270 IN ACCORDANCE WITH 11 C.F.R. 111.43, AND VOTED TO CLOSE THE FILE.

THE CONFIDENTIALITY PROVISIONS AT 2 U.S.C. 437G(A)(12) NO LONGER APPLY AND THIS MATTER IS NOW PUBLIC. THE FILE WILL BE MADE A PART OF THE PUBLIC RECORD PURSUANT TO 11 C.F.R. 111.42(B). ALTHOUGH THE FILE MUST BE PLACED ON THE PUBLIC RECORD WITHIN THIRTY (30) DAYS FROM THE DATE OF THE COMMISSION NOTIFICATION, THIS COULD OCCUR AT ANYTIME FOLLOWING CERTIFICATION OF THE COMMISSION VOTE.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT DAYNA C. BROWN ON OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT PRESS 5) OR (202)694-1130.

SINCERELY,
SCOTT E. THOMAS
CHAIRMAN

25092570717

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: GILLETTE COMPANY POLITICAL ACTION COMMITTEE

FEC ID#: C00375808

AF#: 1192

PAYMENT DUE DATE: 01/15/2005

PAYMENT AMOUNT DUE: \$270

MGMCOMP 18:31 EST

To reply by Mailgram Message, see reverse side for Western Union's toll-free number.

QUALITY IS OUR PRIORITY FOR LOCKBOX 2182
SEQ# 001 \$ 0000027000 BA# 1 12-27-04 20 9



62-28 311		CHECK NO. 5038405
CHECK DATE 12/22/2004	PAY THIS AMOUNT *****\$270.00*	
Not Valid Six Months from Date of Issuance		

PAY: TWO HUNDRED SEVENTY and 00/100 Dollars
TO THE ORDER OF

FEDERAL ELECTION COMMISSION
P O BOX 952182
SAINT LOUIS MO 63195-2182
USA

AP

Bank One, NA-0710 Chicago, IL
Payable Through FCC Nat Bank Wilmington, DE

C00375808

Charles W. Camell
AUTHORIZED SIGNATURE

us bancorp.
The Star Bank Company

25092570718



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

THIS IS THE ENDING OF ADMINSTRATIVE FINE CASE # 1192

DATE SCANNED 3-30-05

SCANNER NO. 1

SCAN OPERATOR S.E.G.

25092570719