



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

THIS IS THE BEGINNING OF ADMINSTRATIVE FINE CASE # 1194

DATE SCANNED 3-30-05

SCANNER NO. 1

SCAN OPERATOR S.E.G

25092570720



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.

25092570722

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
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AF01189	SAN ANTONIO POLICE OFFICERS ASSOCIATION POLITICAL ACTION COMMITTEE	TX										
	C00396655	Morgan, Clifford Mr.					\$252,340					
	10/21/2004	6					\$144,865		Yes	0		\$1,650
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	TREASURER	RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY	THRESHOLD AMOUNT	STATE	CANDIDATE NAME	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
AF01195	VERIZON COMMUNICATION INC GOOD GOVT CLUB	C00186288	JOAN SIMPSON	10/26/2004	11	\$241,056	\$2,372,300	PA		Yes	0	\$3,425
AF01201	COLONIAL BANCGROUP INC FEDERAL POLITICAL ACTION COMMITTEE (COLONI	C00309526	GLENDAL ALLRED	Not Filed		\$35,426 (est)	\$141,709	AL		Yes	2	\$2,100
AF01202	CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE (CBC-PAC)	C00147512	Arthur R. Collins	Not Filed		\$91,035 (est)	\$455,180	DC		Yes	4	\$8,000

AF #	COMMITTEE NAME	COMMITTEE ID	TREASURER	RECEIPT DATE	DAYS LATE	LEVEL OF ACTIVITY	THRESHOLD AMOUNT	STATE	CANDIDATE NAME	SENSITIVE	PREVIOUS VIOLATIONS	CIVIL MONEY PENALTY
AF01205	RCG PAC	C00382101	DAVID DILL	Not Filed		\$16,425	\$126,651	TN	Yes		1	\$1,125
AF01207	UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER	C00150045	GLENN MARSHALL	Not Filed		\$80,660	\$144,060	CT	Yes		1	\$5,000



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

25092570725

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;)

25092570726

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;)

25092570727

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:

25092570728

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.

25092570729

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.

25092570730

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.

25092570731

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

25092570732

**WESTERN
UNION.**

CONFIRMATION OF CMGM

WESTERN UNION COMMERCIAL SERVICES
TO: RICHARD E KOSAK
SOVEREIGN BANCORP INC PAC
1130 BERKSHIRE BLVD
WYOMISSING PA 19610-1242

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

DECEMBER 7, 2004

RICHARD E KOSAK
SOVEREIGN BANCORP INC PAC
1130 BERKSHIRE BLVD 11-900-AC5
WYOMISSING PA 19610

C00327072
AF#: 1194

DEAR RICHARD E KOSAK:

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 10/26/2004, 11 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 SOVEREIGN BANCORP INC PAC 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 \$260. IT IS DUE BY 01/15/2005 AND IS BASED ON THESE FACTORS:

ELECTION SENSITIVITY OF REPORT: ELECTION SENSITIVE
LEVEL OF ACTIVITY: \$11025
NUMBER OF DAYS LATE: 11
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. UPON RECEIPT OF YOUR PAYMENT, THE FEC WILL SEND YOU A FINAL

**WESTERN
UNION.****WESTERN UNION COMMERCIAL SERVICES****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 SOVEREIGN
BANCORP INC PAC 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,
INCLUDING THE FINAL REGULATIONS, IS LOCATED AT THE FEC'S WEBSITE AT

2509257073A

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

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 \$260 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: SOVEREIGN BANCORP INC PAC

FEC ID#: C00327072

AF#: 1194

PAYMENT DUE DATE: 01/15/2005

PAYMENT AMOUNT DUE: \$260



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 *gdc RJC*
DEPUTY STAFF DIRECTOR

FROM: JOHN D. GIBSON *JDG*
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.

25092570736

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.

25092570737

25092570738

COMMITTEES THAT HAVE PAID

FEDERAL ELECTION COMMISSION 2003-2004
FINAL DETERMINATION CIRCULATION REPORT
PAID

DATE 02/14/2005
PAGE: 1

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

25092570740

COMMITTEES THAT HAVE NOT PAID

25092570741

FEDERAL ELECTION COMMISSION 2003-2004
FINAL DETERMINATION CIRCULATION REPORT

DATE 02/14/2005
PAGE: 1

AF #	CANDIDATE NAME	RECEIPT DATE	RTB DATE	DAYS LATE	RTB PENALTY	COMMITTEE ID	LEVEL OF ACTIVITY	TREASURER	NOT PAID	STATE	PREVIOUS VIOLATIONS	REPORT TYPE
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AF1202	CONGRESSIONAL BLACK CAUCUS POLITICAL ACTION COMMITTEE (CBC-PAC)					C00147512		Arthur R. Collins		DC		
02/01/2005	Not Filed	12/06/2004				\$91,035					4	2004 OCTOBER QUARTERLY
						\$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

25092570742

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;)

25092570743

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.

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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

25092570745

**WESTERN
UNION.**

WESTERN UNION COMMERCIAL SERVICES
CONFIRMATION OF MAILGRAM TO: RICHARD E KOSAK
SOVEREIGN BANCORP INC PAC
1130 BERKSHIRE BLVD
WYOMISSING PA 19610-1242

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

MARCH 1, 2005

RICHARD E KOSAK
SOVEREIGN BANCORP INC PAC
1130 BERKSHIRE BLVD 11-900-AC5
WYOMISSING PA 19610

C00327072
AF#: 1194

DEAR RICHARD E KOSAK:

ON 12/06/2004, THE FEDERAL ELECTION COMMISSION ("FEC") FOUND REASON TO BELIEVE ("RTB") THAT SOVEREIGN BANCORP INC PAC 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 \$260 IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43. ON 01/20/2005, 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 SOVEREIGN BANCORP INC PAC VIOLATED 2 U.S.C. 434(A), ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$260 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

25092570746

FOR: SOVEREIGN BANCORP INC PAC

FEC ID#: C00327072

AF#: 1194

PAYMENT DUE DATE: 01/15/2005

PAYMENT AMOUNT DUE: \$260

MGMCOMP 18:06 EST

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

QUALITY IS OUR PRIORITY FOR LOCKBOX 2182
SEQ# 003 \$ 0000026000 BA# 1 01-20-05 20 4



THE FACE OF THIS DOCUMENT HAS COLORED BACKGROUND AND NOT A WHITE BACKGROUND. THE BACK OF THIS DOCUMENT HAS A SIMULATED WATERMARK.

Sovereign Bank Accounts Payable Department [REDACTED]	ISSUED BY: TRAVELERS EXPRESS COMPANY, INC. PO BOX 9476, MINNEAPOLIS, MN 55480 DRAWEE: US BANK, ST. PAUL, MN	CHECK NO 5021430
PAY <i>Two Hundred Sixty AND 00/100</i>		22-1676/960
TO THE ORDER OF FEDERAL ELECTION COMMISSION P O BOX 952182 ST LOUIS, MO 63195-2182		DATE 01/03/2005
C00327072		CHECK AMOUNT \$ *****260.00
DRAWER: SOVEREIGN BANK <i>[Signature]</i> Authorized Signature		



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

THIS IS THE ENDING OF ADMINSTRATIVE FINE CASE # 1194

DATE SCANNED 330-05

SCANNER NO. 1

SCAN OPERATOR S.E.G.

25092570748