



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1421

DATE SCANNED

11/30/05

SCANNER NO.

2

SCAN OPERATOR

EEA

25092583757



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2005 AUG 19 P 1:49

SENSITIVE

August 19, 2005

MEMORANDUM

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 - 2005 JULY
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 2005 July Quarterly Report in accordance with 2 U.S.C. 434(a). On June 20, 2005, Prior Notice was sent to all authorized committees and their treasurers, informing them that the July Quarterly Report was due on July 15, 2005. The July Quarterly Report is required to cover the time frame from April 1, 2005 through June 30, 2005.

The committees listed in the attached RTB Circulation Report either failed to file the report or filed the report more than five (5) days after the due date. In accordance with the schedule of civil money penalties located within 11 CFR §111.43, these committees should be assessed the civil money penalties highlighted on the report attached.

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 RTB mailgrams.

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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AF01414	KURITA FOR US SENATE	C00409060	GEORGE I KURITA	07/21/2005	6	\$129,237	\$401,535	TN	KURITA, ROSALIND	No	0	\$1,350
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AF01417	STEPHANIE SUMMERS O'NEAL FOR US CONGRESS	C00395863	DEBORAH JOHNSON THORNTON	Not Filed		\$110,474 (est)	\$110,474	MS	SUMMERS-O'NEAL, STEHPANIE	No	4	\$9,000
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AF01421	CHRISTENSEN 4 CONGRESS	C00393462	LAURA BESKAR	Not Filed		\$110,694 (est)	\$442,778	TX	CHRISTENSEN, GENE	No	1	\$5,625
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FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Monday, August 22, 2005 11:00

BALLOT DEADLINE: Thursday, August 25, 2005 4:00

COMMISSIONER: MASON, McDONALD, THOMAS, TONER, WEINTRAUB

SUBJECT: Reason to Believe Recommendation – 2005 July Quarterly Report for the Administrative Fines Program. Memorandum from the Assistant Staff Director Reports Analysis Division dated August 19, 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

25092583760

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2005)
July Quarterly Report for the)
Administrative Fines Program:)

KURITA FOR US SENATE, and GEORGE) AF# 1414
I KURITA as treasurer;)

STEPHANIE SUMMERS O'NEAL FOR) AF# 1417
US CONGRESS, and DEBORAH)
JOHNSON THORNTON as treasurer;)

CHRISTENSEN 4 CONGRESS, and) AF# 1421
LAURA BESKAR as treasurer;)

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on August 25, 2005 the Commission took the following actions on the Reason To Believe Recommendation - 2005 July Quarterly Report for the Administrative Fines Program as recommended in the Reports Analysis Division's Memorandum dated August 19, 2005, on the following committees:

AF#1414 Decided by a vote of 4-0 to: (1) find reason to believe that KURITA FOR US SENATE, and GEORGE I KURITA 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 mailgram. Commissioners Mason, McDonald, Thomas, and Toner voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1417 Decided by a vote of 4-0 to: (1) find reason to believe that STEPHANIE SUMMERS O'NEAL FOR US CONGRESS, and DEBORAH JOHNSON THORNTON 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

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mailgram. Commissioners Mason, McDonald, Thomas, and Toner voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1421 Decided by a vote of 4-0 to: (1) find reason to believe that CHRISTENSEN 4 CONGRESS, and LAURA BESKAR 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 mailgram. Commissioners Mason, McDonald, Thomas, and Toner voted affirmatively for the decision. Commissioner Weintraub did not vote.

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Attest:

August 26, 2005
Date

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

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WESTERN UNION COMMERCIAL SERVICES

CONFIRMATION OF CMGM

**TO: LAURA BESKAR
CHRISTENSEN 4 CONGRESS
6505 KNOLLWOOD DR
MCKINNEY TX 75070-2362**

**FEDERAL ELECTION COMMISSION
TODD GARLAND
999 E ST NW # 709
WASHINGTON DC 20463**

AUGUST 26, 2005

**LAURA BESKAR
CHRISTENSEN 4 CONGRESS
6505 KNOLLWOOD DRIVE
MCKINNEY TX 75070**

**C00393462
AF#: 1421**

DEAR LAURA BESKAR:

THE FEDERAL ELECTION CAMPAIGN ACT OF 1971, AS AMENDED ("THE ACT"), REQUIRES THAT YOUR COMMITTEE FILE A JULY QUARTERLY REPORT OF RECEIPTS AND DISBURSEMENTS EVERY CALENDAR YEAR. THIS REPORT, COVERING THE PERIOD THROUGH JUNE 30TH, SHALL BE FILED NO LATER THAN JULY 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 NOT FILED WITHIN THIRTY (30) DAYS OF THE DUE DATE. YOU SHOULD FILE THIS REPORT IF YOU HAVE NOT ALREADY DONE SO.

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 08/25/2005, THE FEC FOUND THAT THERE IS REASON TO BELIEVE ("RTB") THAT CHRISTENSEN 4 CONGRESS AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) BY FAILING TO FILE TIMELY THIS REPORT ON OR BEFORE JULY 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 \$5,625. IT IS DUE BY 10/04/2005 AND IS BASED ON THESE FACTORS:

**ELECTION SENSITIVITY OF REPORT: NOT ELECTION SENSITIVE
LEVEL OF ACTIVITY: \$110694
NUMBER OF DAYS LATE: NOT FILED
NUMBER OF PREVIOUS CIVIL MONEY PENALTIES ASSESSED: 1**

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.**


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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 10/04/2005. 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 CHRISTENSEN 4 CONGRESS 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,

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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 ELIZABETH GOINGS 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,

SCOTT THOMAS
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 \$5,625 FOR THE 2005 JULY 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 10/04/2005. 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: CHRISTENSEN 4 CONGRESS

FEC ID#: C00393462

AF#: 1421

PAYMENT DUE DATE: 10/04/2005

PAYMENT AMOUNT DUE: \$5,625



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 21, 2004

MEMORANDUM

TO: THE COMMISSION

THROUGH: ROBERT J. COSTA *RC*
ACTING STAFF DIRECTOR

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

SUBJECT: ADMINISTRATIVE FINES FINAL DETERMINATION
RECOMMENDATION FOR THE 2005 JULY QUARTERLY
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 2005 July Quarterly Report. The first list represents those committees that have paid the civil money penalty while the second list represents those 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 CFR 111.34 and 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

Please note that four (4) committees disclosed a level of activity less than that which was estimated at RTB, thus resulting in a reduced civil money penalty. Stephanie Summers O'Neal for U.S. Congress (AF1417) disclosed \$0.00 in activity, lowering the fine from \$9,000.00 to \$0.00. Christensen 4 Congress (AF1421) disclosed \$0.00 in activity, lowering the fine from \$5,625.00 to \$0.00.

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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.

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FEDERAL ELECTION COMMISSION
FINAL DETERMINATION CIRCULATION REPORT

AF #	CANDIDATE NAME	RECEIPT DATE	REASON TO BELIEVE DATE	COMMITTEE NAME	COMMITTEE ID	TREASURER	LEVEL OF ACTIVITY	CIVIL MONEY PENALTY	PAID	STATE	PREVIOUS VIOLATIONS	REPORT TYPE	AMOUNT PAID
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AF1414	KURITA FOR US SENATE				C00409060	GEORGE I KURITA				TN	0	2005 JULY QUARTERLY	
	KURITA, ROSALIND	07/21/2005	08/25/2005				\$129,237						
							\$1,350			10/07/2005			\$1,350

AF #	CANDIDATE NAME	RECEIPT DATE	COMMITTEE NAME	RTB DATE	DAYS LATE	COMMITTEE ID	LEVEL OF ACTIVITY	TREASURER	NOT PAID	STATE	PREVIOUS VIOLATIONS	REPORT TYPE
											FINAL CIVIL MONEY PENALTY	

AF1417	STEPHANIE SUMMERS O'NEAL FOR US CONGRESS	09/11/2005	SUMMERS-O'NEAL, STEHPANIE	Not Filed	08/25/2005	C00395863		DEBORAH JOHNSON THORNTON	\$0	MS	4	2005 JULY QUARTERLY
							\$9,000		57			\$0
AF1421	CHRISTENSEN 4 CONGRESS	10/17/2005	CHRISTENSEN, GENE	Not Filed	08/25/2005	C00393462		LAURA BESKAR	\$0	TX	1	2005 JULY QUARTERLY
							\$5,625		57			\$0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fines Final Determination) AF #1421
Recommendation For The 2005 July)
Quarterly Report: Christensen 4)
Congress and Laura Beskar, as treasurer.)
)

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby
certify that on October 27, 2005, the Commission decided by a vote of 5-0 to take
the following actions in AF #1421:

1. Make a final determination that Christensen 4 Congress and Laura Beskar, as treasurer violated 2 U.S.C. 434(a) and assess the civil money penalty in the amount of \$0.
2. Send the appropriate mailgram.

Commissioners Mason, McDonald, Thomas, Toner and Weintraub voted
affirmatively for the decision.

Attest:

October 28, 2005
Date

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

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CONFIRMATION OF MAILGRAM TO: LAURA BESKAR
CHRISTENSEN 4 CONGRESS
6505 KNOLLWOOD DR
MCKINNEY TX 75070-2362

FEDERAL ELECTION COMMITTEE
ELIZABETH GOINGS
999 E ST. NW
WASHINGTON DC 20463

OCTOBER 28, 2005
LAURA BESKAR
CHRISTENSEN 4 CONGRESS
6505 KNOLLWOOD DRIVE
MCKINNEY TX 75070

C00393462
AF#: 1421

DEAR LAURA BESKAR:

ON 08/25/05, THE FEDERAL ELECTION COMMISSION ("THE COMMISSION") FOUND REASON TO BELIEVE ("RTB") THAT CHRISTENSEN 4 CONGRESS AND YOU, AS TREASURER, VIOLATED 2 U.S.C. 434(A) FOR FILING LATE OR FAILING TO FILE THE 2005 JULY QUARTERLY REPORT. BY MAILGRAM DATED 08/26/05, THE COMMISSION SENT YOU NOTIFICATION OF THE RTB FINDING THAT INCLUDED A CIVIL MONEY PENALTY CALCULATED AT THE RTB STAGE OF \$5625 IN ACCORDANCE WITH THE SCHEDULE OF PENALTIES AT 11 C.F.R. 111.43. THE AMOUNT OF THE CIVIL MONEY PENALTY HAS BEEN CHANGED TO REFLECT THE ACTUAL LEVEL OF ACTIVITY ON YOUR 2005 JULY QUARTERLY REPORT. THEREFORE, THE COMMISSION MADE A FINAL DETERMINATION ON 10/27/05 THAT YOU, AS TREASURER, AND CHRISTENSEN 4 CONGRESS VIOLATED 2 U.S.C. 434(A), ASSESSED A CIVIL MONEY PENALTY IN THE AMOUNT OF \$0.00 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 ELIZABETH GOINGS ON OUR TOLL FREE NUMBER (800)424-9530 (AT THE PROMPT PRESS 5) OR (202)694-1130.
SINCERELY,

SCOTT E. THOMAS
CHAIRMAN



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1421

DATE SCANNED 11/30/05

SCANNER NO. 2

SCAN OPERATOR ESA

25092583774