



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1553

DATE SCANNED 5/14/17

SCANNER NO. 2

SCAN OPERATOR JMD

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2007 JAN 11 A 9:37  
January 9, 2007

MEMORANDUM

**SENSITIVE**

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TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *PMC*  
STAFF DIRECTOR

MARGARITA MAISONET *nm*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 (NON-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 2006 October Quarterly Report in accordance with 2 U.S.C. 434(a). On September 21, 2006, Prior Notice was sent to all political committees and their treasurers, informing them that the October Quarterly Report was due on October 15, 2006. The report should have covered the period from July 1, 2006 through September 30, 2006.

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 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 penalty would be the amount indicated on the Reason to Believe (RTB) Circulation Report.
- (2) Send the appropriate RTB letter to each committee outlined on the RTB Circulation Report.

Federal Election Commission  
Reason to Believe Circulation Report  
2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1537	C00394353	CANSECO FOR CONGRESS	CANSECO, FRANCISCO RAUL QUICO	RANDY S BLAIR	\$2,060,639	0		Not Filed	\$343,440 (est)	\$8,000
1538	C00415349	CITIZENS FOR SHERMAN PARKER	PARKER, SHERMAN	JOSHUA T CAMPBELL	\$268,189	0	11/2/2006	18	\$17,830	\$190
1539	C00417253	CITIZENS TO ELECT PHILLIP JACKSON	JACKSON, PHILLIP	KIRSTEN ROKKE	\$181,404	1	11/4/2006	20	\$9,185	\$187
1541	C00415315	DAVID PFEFFER CAMPAIGN	PFEFFER, JOHN DAVID ABELES	ASA LAWS	\$171,316	0	10/25/2006	10	\$8,936	\$100
1543	C00384198	FRIENDS OF JOE NATION	NATION, JOE	SUSAN RUSCHE	\$1,388,642	0	10/22/2006	7	\$34,908	\$340
1544	C00395772	FRIENDS OF JOE ORTEGA III FOR CONGRESS	ORTEGA, JOSE U III	KATHY M BLAVESKI	\$224,767	0		Not Filed	\$37,461 (est)	\$900
1546	C00424051	GREEN FOR CHANGE	GREEN, ROGER LEON	CORAMINITA MAHR	\$117,661	0	10/22/2006	7	\$20,517	\$135
1549	C00414748	JOHN KONOP FOR CONGRESS	KONOP, JOHN	STOLL, STEVE MR.	\$203,140	0	11/17/2006	Not Filed	\$46,543	\$900
1551	C00414268	SARDO FOR CONGRESS '06	SARDO, S SONNY	CHARLES M HARKER	\$201,255	0	10/27/2006	12	\$12,038	\$160
1553	C00416040	WARNER FOR CONGRESS	WARNER, RUSSELL	JO ANNE HAAS	\$365,575	0	11/22/2006	Not Filed	\$6,613	\$300
1554	C00411496	ZANDSTRA FOR US SENATE COMMITTEE	ZANDSTRA, GERALD L	GARY ELLENS	\$1,023,863	0	10/23/2006	8	\$10,750	\$140

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation: 2006 )  
(Non-Election Sensitive) October Quarterly )  
Report For The Administrative Fines )  
Program.: )  
FRIENDS OF JOE NATION, and Rusche, ) AF# 1543  
Susan as treasurer; )  
SARDO FOR CONGRESS '06, and ) AF# 1551  
CHARLES M HARKER as treasurer; )  
CITIZENS TO ELECT PHILLIP ) AF# 1539  
JACKSON, and KIRSTEN ROKKE as )  
treasurer; )  
ZANDSTRA FOR US SENATE ) AF# 1554  
COMMITTEE, and GARY ELLENS as )  
treasurer; )  
CITIZENS FOR SHERMAN PARKER, ) AF# 1538  
and JOSHUA T CAMPBELL as treasurer; )  
DAVID PFEFFER CAMPAIGN, and ASA ) AF# 1541  
LAWS as treasurer; )  
GREEN FOR CHANGE, and ) AF# 1546  
CORAMINITA MAHR as treasurer; )  
  
WARNER FOR CONGRESS, and JO ) AF# 1553  
ANNE HAAS as treasurer; )  
  
JOHN KONOP FOR CONGRESS, and ) AF# 1549  
Stoll, Steve Mr. as treasurer; )

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FRIENDS OF JOE ORTEGA III FOR ) AF# 1544  
CONGRESS, and KATHY M PLAVECKSKI )  
as treasurer: )

RICHARD B CAMPBELL as treasurer; )  
CANSECO FOR CONGRESS, and ) AF# 1537  
RANDY S BLAIR as treasurer; )

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby  
certify that on January 17, 2007 the Commission took the following actions on the  
Reason To Believe Recommendation: 2006 (Non-Election Sensitive) October Quarterly  
Report For The Administrative Fines Program, as recommended in the Reports Analysis  
Division's Memorandum dated January 9, 2007, on the following committees:

AF#1543 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF  
JOE NATION, and Rusche, Susan 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 Lenhard, Mason, Toner,  
von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1551 Decided by a vote of 6-0 to: (1) find reason to believe that SARDO FOR  
CONGRESS '06, and CHARLES M HARKER 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 Lenhard,  
Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the  
decision.

AF#1539 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS TO  
ELECT PHILLIP JACKSON, and KIRSTEN ROKKE 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

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Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1554 Decided by a vote of 6-0 to: (1) find reason to believe that ZANDSTRA FOR US SENATE COMMITTEE, and GARY ELLENS 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1538 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR SHERMAN PARKER, and JOSHUA T CAMPBELL 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1541 Decided by a vote of 6-0 to: (1) find reason to believe that DAVID PFEFFER CAMPAIGN, and ASA LAWS 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1546 Decided by a vote of 6-0 to: (1) find reason to believe that GREEN FOR CHANGE, and CORAMINITA MAHR 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1553 Decided by a vote of 6-0 to: (1) find reason to believe that WARNER FOR CONGRESS, and JO ANNE HAAS 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

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AF#1549 Decided by a vote of 6-0 to: (1) find reason to believe that JOHN KONOP FOR CONGRESS, and Stoll, Steve 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 mailgram. Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1544 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF JOE ORTEGA III FOR CONGRESS, and KATHY M PLAVECKSKI 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 Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1537 Decided by a vote of 6-0 to: (1) find reason to believe that CANSECO FOR CONGRESS, and RANDY S BLAIR as treasurer violated 2 U.S.C. 434(a) and

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make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate mailgram. Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

January 18, 2007  
Date

Darlene Harris  
for Mary W. Dove  
Secretary of the Commission

27092594600





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 19, 2007

Jo Anne Haas  
Warner for Congress  
P.O. Box 70  
Rancho Cucamonga, CA 91701

C00416040  
AF#: 1553

Dear Jo Anne Haas:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. 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 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 1/17/2007, the FEC found that there is reason to believe ("RTB") that Warner for Congress 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 \$300. It is due by 2/26/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$6,613  
Number of Days Late: Not Filed  
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 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 2/26/2007. 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

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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**

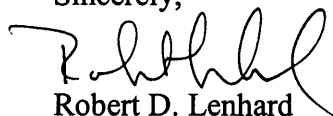
If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Warner For Congress and you, as treasurer, violated 2 U.S.C. 434(a) and assess a civil money penalty.

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, including the final regulations, is located at the FEC's website at [www.FEC.gov](http://www.FEC.gov). If you have questions regarding the payment of the calculated civil money penalty, please contact Chris Ritchie 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,

  
Robert D. Lenhard  
Chairman

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**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 \$300 for the 2006 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 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by 2/26/2007. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**  
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FOR: Warner For Congress

FEC ID#: C00416040

AF#: 1553

PAYMENT DUE DATE: 2/26/2007

PAYMENT AMOUNT DUE: \$300

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2007 MAR 15 P 12:49

March 15, 2007

**SENSITIVE**

MEMORANDUM

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *pnc*  
STAFF DIRECTOR

MARGARITA MAISONET *mm*  
CHIEF COMPLIANCE OFFICER

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

SUBJECT: ADMINISTRATIVE FINE PROGRAM - FINAL  
DETERMINATION RECOMMENDATION FOR THE 2006  
OCTOBER QUARTERLY REPORT - NON ELECTION  
SENSITIVE

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 2006 October Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents those 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 CFR 111.34 and 11 CFR 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, Canseco for Congress (AF 1537) filed the 2006 October Quarterly Report after the RTB finding and disclosed a level of activity which would result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$343,440), thus the fine would be lowered from \$8,000 to \$0.

Friends of Joe Ortega III for Congress (AF 1544) also filed the 2006 October Quarterly Report after the RTB finding and disclosed a level of activity which would

result in a lowered civil money penalty. The committee disclosed total receipts and disbursements of \$0 (previously estimated to be \$37,461), thus the fine would be lowered from \$900 to \$0.

#### **RAD Recommendation**

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

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Federal Election Commission  
FD Circulation Report Fine Paid  
2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AT#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
1554	ZANDSTRA FOR US SENATE COMMITTEE	ZANDSTRA, GERALD L.	C00411496	GARY ELLENS	10/23/2006	8	\$10,750	0	01/17/2007	\$140	\$140	2/27/2007	\$140
1538	CITIZENS FOR SHERMAN PARKER	PARKER, SHERMAN	C00415349	JOSHUA T. CAMPBELL	11/2/2006	18	\$17,830	0	01/17/2007	\$190	\$190	2/12/2007	\$190
1541	DAVID PEEFFER CAMPAIGN	PEEPPER, JOHN DAVID ABELS	C00415315	ASA LAWS	10/25/2006	10	\$8,936	0	01/17/2007	\$100	\$100	2/12/2007	\$100
1554	SARDO FOR CONGRESS '06	SARDO, SONNY	C00434268	CHARLES M. HARKER	10/27/2006	12	\$12,038	0	01/17/2007	\$160	\$160	2/14/2007	\$160
1543	FRIENDS OF JOE NATION	NATION, JOE	C00384198	SUSAN RUSCHE	10/22/2006	7	\$34,908	0	01/17/2007	\$340	\$340	3/1/2007	\$340

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Federal Election Commission  
FD Circulation Report Fine Not Paid  
2006 OCTOBER QUARTERLY Non Election Sensitive 10/15/2006

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
1549	JOHN KONOP FOR CONGRESS	KONOP, JOHN	C00414748	STEVE STOLL	11/17/2006	Not Filed	\$46,543	0	01/17/2007	\$900	57	\$900
1546	GREEN FOR CHANGE	GREEN, ROGER LEON	C00424051	CORAMINIA MAHR	10/22/2006	7	\$20,517	0	01/17/2007	\$135	57	\$135
1544	FRIENDS OF JOE ORTEGA III FOR CONGRESS	ORTEGA, JOSE U III	C00395772	KATHY M. PLAVECKSI	11/22/2007	Not Filed	\$0	0	01/17/2007	\$900	57	\$0
1553	WARNER FOR CONGRESS	WARNER, RUSSELL	C00416040	JO ANNE HAAS	11/22/2006	Not Filed	\$6,613	0	01/17/2007	\$300	57	\$300
1539	CITIZENS TO ELECT PHILLIP JACKSON	JACKSON, PHILLIP	C00417253	KIRSTEN ROKKE	11/4/2006	20	\$9,185	1	01/17/2007	\$187	57	\$187
1537	CANSECO FOR CONGRESS	CANSECO, FRANCISCO RAUL QUICO	C00394353	RANDY S. BLAIR	01/15/2007	Not Filed	\$0	0	01/17/2007	\$8,000	57	\$0

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fines Final Determination )  
Recommendation for the 2006 October )  
Quarterly Report - Non Election Sensitive.: )  
CANSECO FOR CONGRESS, and ) AF# 1537  
RANDY S BLAIR as treasurer; )  
CITIZENS TO ELECT PHILLIP ) AF# 1539  
JACKSON, and KIRSTEN ROKKE as )  
treasurer; )

FRIENDS OF JOE ORTEGA III FOR ) AF# 1544  
CONGRESS, and KATHY M PLAVECKSI )  
as treasurer; )

GREEN FOR CHANGE, and ) AF# 1546  
CORAMINITA MAHR as treasurer; )  
JOHN KONOP FOR CONGRESS, and ) AF# 1549  
Stoll, Steve Mr. as treasurer; )

WARNER FOR CONGRESS, and JO ) AF# 1553  
ANNE HAAS as treasurer; )

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on March 20, 2007 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2006 October Quarterly Report - Non Election Sensitive, as recommended in the Reports Analysis Division's Memorandum dated March 15, 2007, on the following committees:

AF#1537 Decided by a vote of 5-0 to: (1) make a final determination that CANSECO FOR CONGRESS, and RANDY S BLAIR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1539 Decided by a vote of 5-0 to: (1) make a final determination that CITIZENS TO ELECT PHILLIP JACKSON, and KIRSTEN ROKKE as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1544 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS OF JOE ORTEGA III FOR CONGRESS, and KATHY M PLAVECKSKI as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

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AF#1546 Decided by a vote of 5-0 to: (1) make a final determination that GREEN FOR CHANGE, and CORAMINITA MAHR as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1549 Decided by a vote of 5-0 to: (1) make a final determination that JOHN KONOP FOR CONGRESS, and Stoll, Steve Mr. as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

AF#1553 Decided by a vote of 5-0 to: (1) make a final determination that WARNER FOR CONGRESS, and JO ANNE HAAS as treasurer , violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 22, 2007  
Date

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

27092594910



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 22, 2007

Jo Anne Haas, Treasurer  
Warner for Congress  
P.O. Box 70  
Rancho Cucamonga, CA 91701

C00416040  
AF# 1553

Dear Jo Anne Haas,

On 1/17/2007 the Federal Election Commission ("FEC") found reason to believe ("RTB") that Warner for Congress and you, as treasurer, violated 2 U.S.C. 434(a) for failing to file the 2006 October Quarterly Report. By letter dated 1/19/2007, the FEC sent you notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$300 in accordance with the schedule of penalties at 11 C.F.R. 111.43. Within 40 days of the FEC's RTB finding, you were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty. You must also file the 2006 October Quarterly Report if you have not already done so.

The FEC did not receive payment of the calculated civil money penalty or your written response within the time permitted. Therefore, the FEC made a final determination on 3/20/2007 that you, as treasurer, and Warner for Congress violated 2 U.S.C. 434(a) and assessed a civil money penalty in the amount of \$300 in accordance with 11 C.F.R. 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$6,613  
Number of Previous Violations: 0  
Number of Days Late: Not Filed

**To Pay the Civil Money Penalty**

To pay the civil money penalty, send the enclosed form and your payment to the address on page 3 within 30 days of receipt of this letter.

**If You Do Not Pay the 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 ("DCIA"), 31 U.S.C. § 3701 et seq. If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5

days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

**If You Choose to Appeal the Final Determination or Civil Money Penalty**

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondent's right to present such argument in a petition to the district court under 2 U.S.C. 437g. 11 C.F.R. 111.38.

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's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Ryan at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

Sincerely,



Robert D. Lenhard  
Chairman

27092594612

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**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the civil money penalty is \$300 for the 2006 October Quarterly Report.

This penalty should be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
PO Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The form and payment are due within 30 days of receipt of this letter.

**Payments by Personal Check**

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your originally check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the originally check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Warner for Congress

FEC ID: C00416040

AF#: 1553

PAYMENT AMOUNT DUE: \$300

2709259491

SUBSEQUENT TO THE MARCH 15, 2007 MEMORANDUM TO THE COMMISSION IN  
WHICH THEY WERE LISTED AS NOT HAVING PAID, THE COMMITTEES IN THE  
FOLLOWING CASES HAVE PAID ADMINISTRATIVE FINES:

1539

1549

1553

2709259451A

27092594615



QUALITY IS OUR PRIORITY FOR LOCKBOX 9058  
SEQ# 002 \$ 0000030000 BA# 1 05-01-07 20 9



**WARNER DIRECT MARKETING**  
[Redacted]

**WCMA** Working Capital Management Account 657  
25-80/440

DATE 4/24/07

PAY TO THE ORDER OF Federal Election Commission \$ 300<sup>00</sup>  
three hundred DOLLARS

AS **Merrill Lynch**  
Bank One NA  
Columbus, Ohio 43261

MEMO FEC ID C00416040  
[Redacted]

*[Signature]*



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1553

DATE SCANNED

5/14/07

SCANNER NO.

2

SCAN OPERATOR

JmU

27092584616