



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1662

DATE SCANNED

6/5/09

SCANNER NO.

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SCAN OPERATOR

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

COMMISSION
SECRETARIAT

2007 APR -5 A 9:36

April 4, 2007

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: PATRINA M. CLARK *PMC*
STAFF DIRECTOR

MARGARITA MAISONET *gH*
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 12 DAY
PRE-GENERAL (QUARTERLY FILERS) AND 30 DAY POST-
GENERAL REPORT FOR THE ADMINISTRATIVE FINE
PROGRAM

Attached are two lists of political committees and their treasurers who failed to file or timely file the 2006 12 Day Pre-General and/or the 2004 30 Day Post-General Reports in accordance with 2 U.S.C. 434(a). The 12 Day Pre-General list is comprised of unauthorized committees filing quarterly that made general election contributions or expenditures from October 1, 2006 through October 18, 2006. The 30 Day Post-General list is comprised of authorized committees whose candidates sought election in the November 7th General Election, as well as unauthorized committees filing either quarterly or monthly.

The 12 Day Pre-General Report was due on October 26, 2006 and should cover the reporting period from October 1, 2006 through October 18, 2006. The 30 Day Post-General Report was due on December 7, 2006 and should cover the reporting period from October 19, 2006 to November 27, 2006 or from October 1, 2006 through November 27, 2006, if the 12 Day Pre-General Report was not required.

The committees appearing on the 12 Day Pre-General Report list either filed late or failed to file the report prior to four (4) days before the General Election (considered a non-filed report). The committees appearing on the 30 Day Post-General Report list either failed to file the report, filed the report more than five (5) days after the due date or

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filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with 11 C.F.R. 111.43, these committees should be assessed the civil money penalties included on the attached lists.

As noted above, the 12 Day Pre-General Report circulation list includes unauthorized committees filing quarterly that failed to file or failed to timely file the 12 Day Pre-General Report. Unlike unauthorized committees that file on a monthly basis, a quarterly filer need only file this report if it made general election contributions or expenditures between the dates of October 1, 2006 and October 18, 2006. In order to accurately identify the committees for administrative fines purposes, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 12 Day Pre-General Report (12 Day Report) submitted by an unauthorized quarterly filer was reviewed to ensure that it disclosed general election contributions or expenditures made during the coverage dates of the report. Any report meeting this definition that was filed late is included in the list. Any report not disclosing general election contributions or expenditures during this period is not included in the list, as it is not a required filing.
- Every 30 Day Post-General Report (30 Day Report) submitted by an unauthorized quarterly filer that covered the period from October 1, 2006 through November 27, 2006 (58 days), was reviewed for activity which would have required the filing of a 12 Day Pre-General Report. If our research indicated that the filing of a 12 Day Report was required, we utilized a two-step method to arrive at the estimated level of activity on which to base the fine amount. First, if the committee had any unitemized activity, a per diem level of activity was used by multiplying the total amount of activity on the report by 31% (18 days (12G Filing Period)/58 days (30G Filing Period)).
- If the same committee also failed to file the 30 Day Report in a timely manner, we based the 30 Day Report fine on the amount of the remaining level of activity. We arrived at this amount by subtracting the estimated level of activity for the 12 Day Report from the total amount of activity on the 30 Day Report. In these cases, the committees will appear on both lists and will be assessed a fine for both the 12 Day and 30 Day Reports based on the estimated levels of activity described above.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Reports 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 Reports.
2. Send the appropriate letters.

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Federal Election Commission
Reason to Believe Circulation Report
2006 PRE-GENERAL Election Sensitive 10/26/2006 UNAUTH_Q

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1604	C00169508	AAI CORPORATION POLITICAL ACTION COMMITTEE	RICHARD F. CHRIST	\$196,951	1	11/5/2006	Not Filed	\$7,500	\$750
1605	C00366385	ADVANCED ACOUSTIC CONCEPTS INC POLITICAL ACTION COMMITTEE	SCOTT WILLIAMS	\$203,094	0	12/8/2006	Not Filed	\$3,599	\$500
1606	C00340356	ADVANCED MEDICAL TECHNOLOGY ASSOCIATION POLITICAL ACTION COMMITTEE	KENNETH MENDEZ	\$413,835	0	11/2/2006	7	\$2,000	\$120
1607	C00141242	AGRI-MARK INC LEGISLATIVE AND EDUCATIONAL COMMITTEE (ALEC)	HAROLD LARRABEE	\$106,244	1	12/15/2006	Not Filed	\$2,000	\$625
1608	C00325159	AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE	STANLEY GADEK	\$143,814	0	1/15/2007	Not Filed	\$7,129	\$600
1609	C00352054	ARMENIAN AMERICAN PAC (ARMENPAC)	DR SARKIS KECHEJIAN	\$281,080	0	12/3/2006	Not Filed	\$5,577	\$600
1610	C00363382	AVAYA INCORPORATED POLITICAL ACTION COMMITTEE	CHARLES E. CROWDERS	\$143,681	0	12/8/2006	Not Filed	\$3,350	\$500
1611	C00204388	BIG COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC)	IRA LAMEL	\$189,003	2	11/2/2006	7	\$6,000	\$255
1612	C00078287	CNA FINANCIAL CORPORATION CITIZENS FOR GOOD GOVERNMENT	KAREN MELCHERT	\$345,872	0	12/12/2006	Not Filed	\$26,149	\$1,400

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1613	C00304832	CONSTELLATION BRANDS INC POLITICAL ACTION COMMITTEE	PERRY HUMPHREY	\$372,102	1	11/6/2006	Not Filed	\$7,554	\$750
1614	C00303818	COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARH PAC)	TRAVIS A. MILLER	\$100,735	0	12/29/2006	Not Filed	\$1,457	\$500
1615	C00160630	DRUMMOND COMPANY INC POLITICAL ACTION COMMITTEE (DRAC)	MR. SCOTT O STANFIELD	\$128,650	0	11/1/2006	6	\$8,500	\$160
1616	C00135855	ENERGEN CORPORATION POLITICAL ACTION COMMITTEE F/K/A ALAGASCO INC PAC	MR. DUDLEY REYNOLDS	\$171,512	0	11/8/2006	Not Filed	\$13,000	\$900
1617	C00366070	FAA MANAGERS ASSOCIATION INC PAC	MR. LOUIS H. DUPART	\$364,004	0	12/6/2006	Not Filed	\$8,369	\$600
1618	C00400242	FLORIDA FOR AMERICAS FUTURE PAC	HUGH WESTBROOK	\$112,600	0	12/6/2006	Not Filed	\$24,200	\$900
1619	C00349639	FLORIDA PBA INC FRIENDS OF LAW ENFORCEMENT	DAVID BRUCE MURRELL	\$112,445	0	12/7/2006	Not Filed	\$10,161	\$900
1620	C00012328	FLORIDA SUGAR CANE LEAGUE PAC	RYAN WESTON	\$385,029	0	12/6/2006	Not Filed	\$1,000	\$500
1621	C00242040	FOREST LANDOWNERS ASSOCIATION INC POLITICAL ACTION COMMITTEE	SCOTT JONES	\$145,222	0	12/21/2006	Not Filed	\$2,852	\$500
1622	C00297531	GOVERNMENT IS NOT GOD	NANCY M. MURRAY	\$133,277	0	11/8/2006	Not Filed	\$10,769	\$900
1623	C00338848	HOOSIER POLITICAL ACTION COMMITTEE (HOOSIER PAC)	GILEAD KAPEN	\$516,237	1	11/30/2006	Not Filed	\$37,000	\$1,750
1624	C00303073	INTERNATIONAL COUNCIL OF CRUISE LINES POLITICAL ACTION COMM (ICCL-PAC)	J. MICHAEL CRYE	\$317,704	0	12/7/2006	Not Filed	\$6,000	\$600

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1625	C00212142	KIRKLAND	STEPHEN FLOMINSON	\$208,482	0	12/5/2006	Not Filed	\$1,333	\$500
1626	C00284810	MARRIOTT INTERNATIONAL, INC. POLITICAL ACTION COMMITTEE	MS. MELISSA FROEHLICH	\$303,418	0	12/6/2007	Not Filed	\$31,748	\$1,400
1627	C00413575	MWW GROUP INC POLITICAL ACTION COMMITTEE THE	SETH ROSENSTEIN	\$115,565	0	11/22/2006	Not Filed	\$5,305	\$600
1628	C00296657	OHIO FINANCIAL SERVICES POLITICAL ACTION COMMITTEE	MR. JOSEPH R. SANDER	\$127,643	0	11/6/2006	Not Filed	\$9,773	\$600
1629	C00383489	PUBLIC SERVICE ENTERPRISE GROUP INC POLITICAL ACTION COMMITTEE (PEGPAC)	MR. MARK G. KAHRER	\$217,457	0	11/21/2006	Not Filed	\$13,068	\$900
1630	C00363812	RECREATIONAL FISHING ALLIANCE, PAC	SCHNELLER A. STACEY	\$156,919	0	12/8/2006	Not Filed	\$13,184	\$900
1631	C00407130	REHAB CARE GROUP INC PAC	MARK ANTHONY BOGOVICH	\$129,589	0	12/7/2006	Not Filed	\$3,567	\$500
1632	C00345132	REPUBLICAN JEWISH COALITION-POLITICAL ACTION COMMITTEE (RJC-PAC)	MATTHEW BROOKS	\$304,333	0	12/8/2006	Not Filed	\$32,000	\$1,400
1633	C00368696	RESPONSIBILITY AND FREEDOM WORK PAC (REWPAC)	JOHN P. NAIL	\$105,727	0	1/12/2007	Not Filed	\$4,115	\$500
1634	C00411611	SECURE PAC	LONDON THOMPSON	\$101,961	0	12/7/2006	Not Filed	\$57,015	\$3,000
1635	C00402669	SI INTERNATIONAL INC POLITICAL ACTION COMMITTEE	THOMAS E. DUNN	\$183,625	0	12/4/2006	Not Filed	\$6,370	\$600
1636	C00392621	SNOW PAC	STANLEY R. DE WAAL	\$534,667	0	12/8/2006	Not Filed	\$33,367	\$1,400

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1637	C00381459	SOCIETY FOR VASCULAR SURGERY POLITICAL ACTION COMMITTEE	REBECCA MARON	\$169,667	0	11/30/2006	Not Filed	\$2,351	\$500
1638	C00359984	SOUTHEAST MILK INC POLITICAL ACTION COMMITTEE	CHARLES GARRISON	\$101,623	0	12/7/2006	Not Filed	\$7,000	\$600
1639	C00417576	TERRIPAC	BRIAN SCHIAVO	\$115,452	1	11/11/2006	6	\$3,615	\$137
1640	C00173419	UNITED ASSN JOURNEYMEN & APPRENT OF PLUMB & PIPEFITTING IND LOCAL 322 COMM FOR POLED	JAMES REED	\$1,103,402	0	11/1/2006	6	\$24,696	\$210
1641	C00390575	WELLCARE HEALTH PLANS, INC PAC (WELLCARE PAC)	DAVID K SMITH	\$150,163	0	12/5/2006	Not Filed	\$17,500	\$900

Federal Election Commission
Reason to Believe Circulation Report
2006 POST-GENERAL Non Election Sensitive 12/07/2006 UNAUTH & AUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1642	C00325159	AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE		STANLEY GADEK	\$148,703	0	1/15/2007	Not Filed	\$4,889	\$250
1643	C00396028	AL GREEN FOR CONGRESS	GREEN, ALEXANDER	WILLIAM A LAWSON	\$747,829	3	1/7/2007	Not Filed	\$148,867	\$7,875
1644	C00416404	ARCH LEADERSHIP PAC		JOHN ROSS TRUMAN	\$133,843	0		Not Filed	\$48,281 (est)	\$900
1645	C00427617	BLUE AMERICA PAC		HOWARD KLEIN	\$110,155	0	1/23/2007	Not Filed	\$58,689	\$2,700
1646	C00174847	BREWERY SOFT DRINK BEER DISTR OPTICAL DENTAL MISC WORKERS WAREHOUSEMAN HELP LOCAL 830 PAC		DANIEL H. GRACE	\$360,351	1	1/5/2007	29	\$40,003	\$975
1647	C00423335	BYRNE FOR CONGRESS COMMITTEE THE	BYRNE, MARK	JILL K HUEY	\$143,413	0	3/14/2007	Not Filed	\$36,327	\$900
1648	C00419143	CHAD KLUKO FOR CONGRESS COMMITTEE	KLUKO, CHAD	MARK KLUKO	\$176,646	0		Not Filed	\$35,328 (est)	\$900
1649	C00421693	CHRISTIAN BURRIDGE FOR CONGRESS	BURRIDGE, CHRISTIAN	DANIEL CLYDE CARR	\$130,908	0	2/2/2007	Not Filed	\$28,919	\$900
1650	C00415604	CITIZENS FOR ACTION		NANCY T. KANJORSKI	\$305,153	0	1/10/2007	Not Filed	\$40,281	\$900
1651	C00062224	GLOROX COMPANY EMPLOYEES' POLITICAL ACTION COMMITTEE THE		VICTORIA JONES	\$112,106	0	1/9/2007	Not Filed	\$4,438	\$250
1652	C00416321	COMMITTEE TO ELECT BRAD BLANTON	BLANTON, BRAD	JUSTIN BURCHARD	\$112,351	0		Not Filed	\$22,470 (est)	\$500
1653	C00426783	COMMITTEE TO ELECT RICK TRENT THE	TRENT, RICKY LYNN	LISA JO TRENT	\$157,095	0	12/13/2006	6	\$26,805	\$320
1654	C00394692	COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS	VADEN, WILLIAM ROSS	WILLIAM ROSS VADEN	\$244,212	1		Not Filed	\$27,135	\$1,125
1655	C00125534	COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND		TOM PEDRICK	\$433,371	0	1/2/2007	26	\$62,963	\$2,250

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1656	C00111237	COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND		RICHARD E. FITZSIMMONS	\$133,149	0	1/11/2007	Not Filed	\$28,574	\$900
1657	C00379834	CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC		GREGORY E. SANBORN	\$139,379	1	2/28/2007	Not Filed	\$24,388	\$625
1658	C00387555	COUNCIL FOR A LIVABLE WORLD CANDIDATE FUND		JOHN D. ISAACS	\$516,010	0	12/13/2006	6	\$76,052	\$1,000
1659	C00303818	COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARHPAC)		TRAVIS A. MILLER	\$103,976	0	12/29/2006	22	\$3,243	\$135
1660	C00369801	DAVID SCOTT FOR CONGRESS	SCOTT, DAVID ALBERT	HANK AARON	\$2,595,854	0	12/16/2006	9	\$435,592	\$3,800
1661	C00242040	FOREST LANDOWNERS ASSOCIATION, INC. POLITICAL ACTION COMMITTEE		SCOTT JONES	\$151,570	0	12/21/2006	14	\$6,348	\$120
1662	C00429795	GLORIA HEARN	HEARN, GLORIA WILLIAMS	ANN BELGARD	\$311,906	0	2/1/2007	Not Filed	\$81,133	\$3,500
1663	C00131557	HEARTLAND PAC		DAVID B. ORLEAN	\$140,402	0	1/5/2007	29	\$63,249	\$2,475
1664	C00411512	KANNO FOR CONGRESS	KANNO, JOHN	LEE NEVES	\$294,209	0		Not Filed	\$36,776 (est)	\$900
1665	C00265603	KERN COUNTY REPUBLICAN CENTRAL COMMITTEE		CRAIG HENDERSON	\$590,830	1	12/18/2006	1	\$14,708	\$193
1666	C00428615	LAKE COUNTY DEMOCRATIC PARTY FEDERAL COMMITTEE		PETER A. COUVALL	\$585,876	0	1/4/2007	28	\$189,533	\$5,000
1667	C00420091	MAATTA FOR CONGRESS CAMPAIGN COMMITTEE		DEBRA C. MAATTA	\$194,712	3		Not Filed	\$64,904 (est)	\$4,725
1668	C00003111	MAINE REPUBLICAN PARTY		PHILIP ROY, JR.	\$961,378	0	12/20/2006	13	\$26,507	\$460
1669	C00416131	MIDWEST VALUES PAC (MVP)		THOMAS BORMAN	\$2,194,927	0	1/11/2007 N/A	26	\$354,447	\$9,000
1670	C00424077	MIKE MCGRAW FOR CONGRESS	MCGRAW, MICHAEL EDWARD	A ROBERT MUZIO	\$131,898	0	1/29/2007	Not Filed	\$28,452	\$900
1671	C00174854	MONTANA CREDIT UNIONS LEAGUE POLITICAL ACTION COMMITTEE		JERRY W. GUSTAFSON	\$184,776	0	1/29/2007	Not Filed	\$6,396	\$300

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1673	C00369884	MZM INC PAC		MS JEANNE TONELE	\$178,005	0		Not Filed	\$35,741 (est)	\$900
1674	C00188987	NATIONAL ASSOCIATION FOR HOME CARE POLITICAL ACTION COMMITTEE		MICHAEL N. WOODS	\$137,626	2	1/11/2007	Not Filed	\$1,357	\$375
1675	C00012211	NORTH CAROLINA DENTAL PAC		ARON TROMMANN	\$124,000	0	1/6/2007	30	\$240	\$175
1676	C00416511	PENNSYLVANIA PAC FOR PROGRESS		JONATHAN ROBERT KING	\$149,370	0		Not Filed	\$37,679 (est)	\$900
1677	C00266536	PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE		MR WILLIAM ESTEY	\$231,502	0		Not Filed	\$46,300 (est)	\$900
1678	C00025395	PNM RESPONSIBLE CITIZENS GROUP		JOHN R. LOYACK	\$101,173	0	12/18/2006	11	\$5,097	\$105
1679	C00368696	R'SPONSIBILITY AND FREEDOM WORK PAC (REWPAAC)		JOHN P. NAIL	\$141,142	0	1/16/2007	Not Filed	\$35,415	\$900
1680	C00409359	SAN MATEO COUNTY DEMOCRATIC CENTRAL COMMITTEE		JUDITH A. CHRISTENSEN	\$160,523	0		Not Filed	\$12,832 (est)	\$500
1681	C00278788	SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE		RAYMOND L. GRIFFIN JR	\$150,036	0	1/12/2007	Not Filed	\$21,496	\$500
1682	C00399113	TAN NGUYEN FOR CONGRESS	NGUYEN, TAN D	EMILEE TELLO	\$1,095,210	0		Not Filed	\$121,690 (est)	\$4,500
1683	C00178541	TEAMSTERS JOINT COUNCIL 53 POLITICAL ACTION COMMITTEE		PAUL CARDULEO	\$288,780	0	1/12/2007	Not Filed	\$50,002	\$2,700
1684	C00009357	THE RECORDING INDUSTRY ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE		MITCH GLAZIER	\$323,689	0	12/14/2006	7	\$12,000	\$135
1685	C00414417	TOM BARLOW FOR CONGRESS '06	BARLOW, THOMAS J III	SHIRLEY J. BARLOW	\$240,749	0	12/14/2006	7	\$86,118	\$1,100
1686	C00415612	TRUPIANO FOR CONGRESS	TRUPIANO, TONY	KENNETH KRANZ	\$217,560	0	12/15/2006	8	\$51,966	\$900
1687	C00173419	UNITED ASSN JOURNEYMEN & APPRENT OF PLUMB & PIPEFITTING IND/LOCAL 322 COMM FOR POLED		JAMES REED	\$1,178,532	0	12/29/2006	22	\$75,121	\$2,600

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1688	C00063586	UNITED STATES BEET SUGAR ASSOCIATION POLITICAL ACTION COMMITTEE		JAMES JOHNSON	\$154,516	0	1/25/2007	Not Filed	\$1,000	\$250
1689	C00422139	VOTE GRIFFITH	GRIFFITH, WILLIAM	JEAN GRIFFITH	\$109,272	0	12/26/2006	19	\$35,907	\$580
1690	C00421628	WEGNER FOR CONGRESS	WEGNER, KENNETH ALEXANDER	KENNETH WEGNER	\$192,120	1	3/28/2007	Not Filed	\$23,586	\$625
1691	C00419614	WILSON AURBACH FOR CONGRESS COMMITTEE	AURBACH, WILSON	JORDAN WAIDEP	\$147,275	0	1/23/2007	Not Filed	\$8,065	\$300

1693	C00421131	ZANZI FOR CONGRESS	ZANZI, ITALO ANDRES	RYAN ADRIAN MOREIN	\$656,819	1	12/18/2006	11	\$109,643	\$2,468
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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
 Reason To Believe Recommendation 12)
 Day Pre-General (Quarterly Filers) and 30)
 Day Post-General Report For The)
 Administrative Fine Program:)
 DAVID SCOTT FOR CONGRESS, and) AF# 1660
 HANK AARON as treasurer;)
 TOM BARLOW FOR CONGRESS '06, and) AF# 1685
 SHIRLEY J BARLOW as treasurer;)
 TRUPIANO FOR CONGRESS, and Kranz,) AF# 1686
 Kenneth as treasurer;)
 ZANZI FOR CONGRESS, and RYAN) AF# 1693
 ADRIAN MORFIN as treasurer;)
 VOTE GRIFFITH, and MRS JEAN C) AF# 1689
 GRIFFITH as treasurer;)
 COMMITTEE TO ELECT RICK TRENT;) AF# 1653
 THE, and LISA JO TRENT as treasurer;)
 KANNO FOR CONGRESS, and Neves,) AF# 1664
 Lee as treasurer;)
 TAN NGUYEN FOR CONGRESS, and) AF# 1683
 Tello, Emilee as treasurer;)
 MIKE MCGRAW FOR CONGRESS, and) AF# 1670
 A ROBERT MUZIO as treasurer;)
 GLORIA HEARN, and ANN BELGARD) AF# 1662
 as treasurer;)
 BYRNE FOR CONGRESS COMMITTEE;) AF# 1647
 THE, and JILL K HUEY as treasurer;)
 WEGNER FOR CONGRESS, and) AF# 1690
 KENNETH WEGNER as treasurer;)
 CHAD KLUKO FOR CONGRESS) AF# 1648
 COMMITTEE, and MARK KLUKO as)
 treasurer;)
 MAATTA FOR CONGRESS CAMPAIGN) AF# 1667
 COMMITTEE, and DEBRA C MAATTA)
 as treasurer;)
 AL GREEN FOR CONGRESS, and) AF# 1643
 WILLIAM A LAWSON as treasurer;)

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Federal Election Commission
Certification for Administrative Fines
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COMMITTEE TO ELECT WILLIAM) AF# 1654
(WILLIE) VADEN FOR CONGRESS, and)
WILLIAM ROSS VADEN as treasurer;)
WILSON AURBACH FOR CONGRESS) AF# 1691
COMMITTEE, and JORDAN WALDREP)
as treasurer;)
CHRISTIAN BURRIDGE FOR) AF# 1649
CONGRESS, and DANIEL CLYDE CARR)
as treasurer;)
COMMITTEE TO ELECT BRAD) AF# 1652
BLANTON, and Burchard, Justin as)
treasurer;)
COUNCIL FOR AFFORDABLE AND) AF# 1659
RURAL HOUSING PAC INC (CARH)
PAC), and TRAVIS A MILLER as)
treasurer;)

BREWERY SOFT DRINK BEER DISTR) AF# 1646
OPTICAL DENTAL MISC WORKERS)
WAREHOUSEMAN HELP LOCAL 830)
PAC, and DANIEL H GRACE as treasurer;)
COMPOSITION ROOFERS LOCAL) AF# 1655
UNION #30 POLITICAL ACTION &)
EDUCATION FUND, and TOM PEDRICK)
as treasurer;)
COUNCIL FOR A LIVABLE WORLD) AF# 1658
CANDIDATE FUND, and JOHN D.)
ISAACS as treasurer;)
FOREST LANDOWNERS) AF# 1661
ASSOCIATION INC. POLITICAL)
ACTION COMMITTEE, and Jones, Scott)
as treasurer;)
HEARTLAND PAC FKA:) AF# 1663
YOUNGSTOWN, and DAVID B.)
ORLEAN as treasurer;)
NORTH CAROLINA DENTAL PAC, and) AF# 1675
AARON TROPMANN as treasurer;)
PNM RESPONSIBLE CITIZENS GROUP,) AF# 1678
and JOHN R LOYACK as treasurer;)
RECORDING INDUSTRY) AF# 1679
ASSOC/AMERICA INC POLITICAL)
ACTION COMMITTEE (FKA)
RECORDING ARTS PAC), and)
JENNIFER L. BENDALL as treasurer;)

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UNITED ASSN JOURNEYMEN &) AF# 1687
APPRENT OF PLUMB & PIPEFITTING)
IND LOCAL 322 COMM FOR POL ED,)
and JAMES REED as treasurer;)

LAKE COUNTY DEMOCRATIC PARTY) AF# 1666
FEDERAL COMMITTEE, and Couvall,)
Peter A. as treasurer;)

KERN COUNTY REPUBLICAN) AF# 1665
CENTRAL COMMITTEE, and)
HENDERSON, CRAIG as treasurer;)

MAINE REPUBLICAN PARTY, and) AF# 1668
Philip Roy Jr. as treasurer;)

ARCH LEADERSHIP PAC, and JOHN) AF# 1644
ROSS TRUMAN as treasurer;)

BLUE AMERICA PAC, and HOWARD) AF# 1645
KLEIN as treasurer;)

CITIZENS FOR ACTION, and NANCY T) AF# 1650
KANJORSKI as treasurer;)

CONTRA COSTA UNITED) AF# 1657
DEMOCRATIC CAMPAIGN AKA)

CCUDC, and GREGORY E SANBORN as)
treasurer;)

PENNSYLVANIA PAC FOR PROGRESS,) AF# 1676
and JONATHAN ROBERT KING as)
treasurer;)

SUFF CO DETECTIVES ASSN INC) AF# 1682
POLITICAL ACTION COMMITTEE, and)

RAYMOND L GRIFFIN JR as treasurer;)
AIRTRAN AIRWAYS INC POLITICAL) AF# 1642

ACTION COMMITTEE, and Gadek,)
Stanley as treasurer;)

CLOROX COMPANY EMPLOYEES') AF# 1651
POLITICAL ACTION COMMITTEE, THE,)

and VICTORIA JONES as treasurer;)
COMPRESSED AIR FREE AIR) AF# 1656

FOUNDATION TUNNEL CAISSON)
SUBWAY WORKERS POLITICAL)

ACTION FUND, and RICHARD E)
FITZSIMMONS as treasurer;)

MIDWEST VALUES PAC (MVP), and) AF# 1669
Thomas Borman as treasurer;)

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MONTANA CREDIT UNIONS LEAGUE)	AF# 1671
POLITICAL ACTION COMMITTEE, and)	
JERRY W GUSTAFSON as treasurer;)	
MZM INC. PAC, and O'Neil, Jeanne Ms. as)	AF# 1673
treasurer;)	
NATIONAL ASSOCIATION FOR HOME)	AF# 1674
CARE POLITICAL ACTION)	
COMMITTEE, and MICHAEL N)	
WOODS as treasurer;)	
PHILLIPS INTERNATIONAL INC)	AF# 1677
POLITICAL ACTION COMMITTEE, and)	
Estey, William Mr. as treasurer;)	
RESPONSIBILITY AND FREEDOM)	AF# 1680
WORK PAC (RFPAC), and JOHN P)	
NAIL as treasurer;)	
TEAMSTERS JOINT COUNCIL 53)	AF# 1684
POLITICAL ACTION COMMITTEE, and)	
cardullo, paul as treasurer;)	
UNITED STATES BEET SUGAR)	AF# 1688
ASSOCIATION POLITICAL ACTION)	
COMMITTEE, and JAMES JOHNSON as)	
treasurer;)	
SAN MATEO COUNTY DEMOCRATIC)	AF# 1681
CENTRAL COMMITTEE, and JUDITH A)	
CHRISTENSEN as treasurer;)	

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby
certify that on April 10, 2007 the Commission took the following actions on the Reason
To Believe Recommendation 12 Day Pre-General (Quarterly Filers) and 30 Day Post-
General Report For The Administrative Fine Program as recommended in the Reports
Analysis Division's Memorandum dated April 04, 2007, on the following committees:

AF#1660 Decided by a vote of 4-0 to: (1) find reason to believe that DAVID
SCOTT FOR CONGRESS, and HANK AARON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1685 Decided by a vote of 4-0 to: (1) find reason to believe that TOM BARLOW FOR CONGRESS '06, and SHIRLEY J BARLOW 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1686 Decided by a vote of 4-0 to: (1) find reason to believe that TRUPIANO FOR CONGRESS, and Kranz, Kenneth 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1693 Decided by a vote of 4-0 to: (1) find reason to believe that ZANZI FOR CONGRESS, and RYAN ADRIAN MORFIN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1689 Decided by a vote of 4-0 to: (1) find reason to believe that VOTE GRIFFITH, and MRS JEAN C GRIFFITH 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1653 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT RICK TRENT; THE, and LISA JO TRENT 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1664 Decided by a vote of 4-0 to: (1) find reason to believe that KANNO FOR CONGRESS, and Neves, Lee 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1683 Decided by a vote of 4-0 to: (1) find reason to believe that TAN NGUYEN FOR CONGRESS, and Tello, Emilee 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1670 Decided by a vote of 4-0 to: (1) find reason to believe that MIKE MCGRAW FOR CONGRESS, and A ROBERT MUZIO 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1662 Decided by a vote of 4-0 to: (1) find reason to believe that GLORIA HEARN, and ANN BELGARD 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1647 Decided by a vote of 4-0 to: (1) find reason to believe that BYRNE FOR CONGRESS COMMITTEE; THE, and JILL K HUEY 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1690 Decided by a vote of 4-0 to: (1) find reason to believe that WEGNER FOR CONGRESS, and KENNETH WEGNER 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1648 Decided by a vote of 4-0 to: (1) find reason to believe that CHAD KLUKO FOR CONGRESS COMMITTEE, and MARK KLUKO 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1667 Decided by a vote of 4-0 to: (1) find reason to believe that MAATTA FOR CONGRESS CAMPAIGN COMMITTEE, and DEBRA C MAATTA as treasurer

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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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1643 Decided by a vote of 4-0 to: (1) find reason to believe that AL GREEN FOR CONGRESS, and WILLIAM A LAWSON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1654 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT WILLIAM (WILLIE) VADEN FOR CONGRESS, and WILLIAM ROSS VADEN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1691 Decided by a vote of 4-0 to: (1) find reason to believe that WILSON AURBACH FOR CONGRESS COMMITTEE, and JORDAN WALDREP 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1649 Decided by a vote of 4-0 to: (1) find reason to believe that CHRISTIAN BURRIDGE FOR CONGRESS, and DANIEL CLYDE CARR 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1652 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT BRAD BLANTON, and Burchard, Justin 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not object.

AF#1659 Decided by a vote of 4-0 to: (1) find reason to believe that COUNCIL FOR AFFORDABLE AND RURAL HOUSING PAC INC (CARH PAC), and TRAVIS A MILLER 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

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appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1646 Decided by a vote of 4-0 to: (1) find reason to believe that BREWERY SOFT DRINK BEER DISTR OPTICAL DENTAL MISC WORKERS WAREHOUSEMAN HELP LOCAL 830 PAC, and DANIEL H GRACE 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1655 Decided by a vote of 4-0 to: (1) find reason to believe that COMPOSITION ROOFERS LOCAL UNION #30 POLITICAL ACTION & EDUCATION FUND, and TOM PEDRICK 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1658 Decided by a vote of 4-0 to: (1) find reason to believe that COUNCIL FOR A LIVABLE WORLD CANDIDATE FUND, and JOHN D. ISAACS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1661 Decided by a vote of 4-0 to: (1) find reason to believe that FOREST LANDOWNERS ASSOCIATION INC. POLITICAL ACTION COMMITTEE, and Jones, Scott 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1663 Decided by a vote of 4-0 to: (1) find reason to believe that HEARTLAND PAC FKA: YOUNGSTOWN, and DAVID B. ORLEAN 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 letter. Commissioners Lenhard,

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Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1675 Decided by a vote of 4-0 to: (1) find reason to believe that NORTH CAROLINA DENTAL PAC, and AARON TROPMANN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1678 Decided by a vote of 4-0 to: (1) find reason to believe that PNM RESPONSIBLE CITIZENS GROUP, and JOHN R LOYACK 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1679 Decided by a vote of 4-0 to: (1) find reason to believe that RECORDING INDUSTRY ASSOC/AMERICA INC POLITICAL ACTION COMMITTEE (FKA RECORDING ARTS PAC), and JENNIFER L. BENDALL 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1687 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED ASSN JOURNEYMEN & APPRENT OF PLUMB & PIPEFITTING IND LOCAL 322 COMM FOR POL ED, and JAMES REED 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1666 Decided by a vote of 4-0 to: (1) find reason to believe that LAKE COUNTY DEMOCRATIC PARTY FEDERAL COMMITTEE, and Couvall, Peter A. 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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letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1665 Decided by a vote of 4-0 to: (1) find reason to believe that KERN COUNTY REPUBLICAN CENTRAL COMMITTEE, and HENDERSON, CRAIG 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1668 Decided by a vote of 4-0 to: (1) find reason to believe that MAINE REPUBLICAN PARTY, and Philip Roy Jr. 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1644 Decided by a vote of 4-0 to: (1) find reason to believe that ARCH LEADERSHIP PAC, and JOHN ROSS TRUMAN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1645 Decided by a vote of 4-0 to: (1) find reason to believe that BLUE AMERICA PAC, and HOWARD KLEIN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1650 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS FOR ACTION, and NANCY T KANJORSKI 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1657 Decided by a vote of 4-0 to: (1) find reason to believe that CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC, and GREGORY E SANBORN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

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AF#1676 Decided by a vote of 4-0 to: (1) find reason to believe that PENNSYLVANIA PAC FOR PROGRESS, and JONATHAN ROBERT KING 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1682 Decided by a vote of 4-0 to: (1) find reason to believe that SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE, and RAYMOND L GRIFFIN JR 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1642 Decided by a vote of 4-0 to: (1) find reason to believe that AIRTRAN AIRWAYS INC POLITICAL ACTION COMMITTEE, and Gadek, Stanley 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1651 Decided by a vote of 4-0 to: (1) find reason to believe that CLOROX COMPANY EMPLOYEES' POLITICAL ACTION COMMITTEE, THE, and VICTORIA JONES 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1656 Decided by a vote of 4-0 to: (1) find reason to believe that COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND, and RICHARD E FITZSIMMONS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1669 Decided by a vote of 4-0 to: (1) find reason to believe that MIDWEST VALUES PAC (MVP), and Thomas Borman 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1671 Decided by a vote of 4-0 to: (1) find reason to believe that MONTANA CREDIT UNIONS LEAGUE POLITICAL ACTION COMMITTEE, and JERRY W

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GUSTAFSON 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1673 Decided by a vote of 4-0 to: (1) find reason to believe that MZM INC. PAC, and O'Neil, Jeanne Ms. 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1674 Decided by a vote of 4-0 to: (1) find reason to believe that NATIONAL ASSOCIATION FOR HOME CARE POLITICAL ACTION COMMITTEE, and MICHAEL N WOODS 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1677 Decided by a vote of 4-0 to: (1) find reason to believe that PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE, and Estey, William 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1680 Decided by a vote of 4-0 to: (1) find reason to believe that RESPONSIBILITY AND FREEDOM WORK PAC (RFPAC), and JOHN P NAIL 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1684 Decided by a vote of 4-0 to: (1) find reason to believe that TEAMSTERS JOINT COUNCIL 53 POLITICAL ACTION COMMITTEE, and cardullo, paul 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1688 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED STATES BEET SUGAR ASSOCIATION POLITICAL ACTION COMMITTEE, and JAMES JOHNSON 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;

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(2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1681 Decided by a vote of 4-0 to: (1) find reason to believe that SAN MATEO COUNTY DEMOCRATIC CENTRAL COMMITTEE, and JUDITH A CHRISTENSEN 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 letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

Attest:

April 11, 2007
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 12, 2007

Ann Belgard
Gloria Hearn
1327 Military Hwy
Pineville, LA 71360

C00429795
AF#: 1662

Dear Ann Belgard:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled general election for which the candidate sought election. This report, covering the period through 11/27/2006, shall be filed no later than 12/7/2006, 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 the 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 4/10/2007, the FEC found that there is reason to believe ("RTB") that Gloria Hearn and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before 12/7/2006. 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 \$3,500. It is due by 5/20/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$81,133
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 5/20/2007. 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 existence of extraordinary circumstances that persisted for more than 48 hours that were beyond your control and prevented you

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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 Gloria Hearn 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. If you have questions regarding the payment of the calculated civil money penalty, please contact Rhiannon Ryan 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

29092624988

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 \$3,500 for the 2006 30 Day Post-General 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 5/20/2007. 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

FOR: Gloria Hearn

FEC ID#: C00429795

AF#: 1662

PAYMENT DUE DATE: 5/20/2007

PAYMENT AMOUNT DUE: \$3,500

29092624989

RECEIVED
FEC MAIL CENTER

2007 APR 30 AM 9:39

HEBERT & CARBO

A Professional Accounting Corporation

2007 APR 30 A 11:05

April 20, 2007

Federal Election Commission
Office of Administrative Review
999 E Street, NW
Washington, DC 20463

Re: Hearn for Congress
AF#1662
C00429795

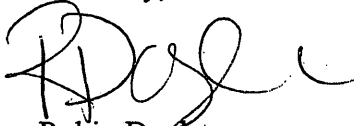
To Whom it May Concern:

Please be advised that this letter is in response to a calculated civil money penalty imposed for late filing of a 30 Day Post-General Report for Gloria Hearn.

According to our records and yours, we electronically filed a report for the period through November 27th on February 1, 2007 when we were notified of the e-filing requirements.

Therefore, we respectfully request an abatement of the calculated civil money penalty. Thank you for your prompt attention in this matter.

Sincerely,



Robin Doyle
Client Accounting Clerk

Cc: Gloria Hearn

Blaine C. Hebert, CPA | Michael B. Carbo, CPA

290092624990

REC-111
ALM 111 111

2007 APR 26 A 8:51

1327 Military Highway
Pineville, LA 71360
April 20, 2007

Mr. Robert D. Lenhard, Chariman
Federal Elections Commission
P.O. Box 979058
St. Louis, MO 63197-9000

Re: C00429795
AF# 1662

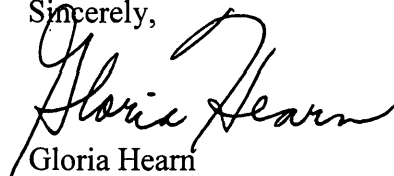
Dear Mr. Lenhard:

This is to challenge the RTB finding and/or calculated civil money penalty. We have complied with all requirements regarding the reports of receipts and disbursements. Our CPA has a confirmation of the electronic filing which was filed in a timely way. He will be sending a letter to you shortly about this. Please accept this letter as my official challenge to this finding. We have complied in every way to anything that has come to us in the way of reporting.

I am almost at the point of believing that someone is harassing me because I challenged the incumbent. I hope this is not true. I hope this clears up and finalizes any additional communications we need to have.

Thank you.

Sincerely,


Gloria Hearn



Ann Belgard

29092624991



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

April 27, 2007

Ann Belgard, as Treasurer
Gloria Hearn
1327 Military Highway
Pineville, Louisiana 71360

C00429795
AF# 1662

Dear Ms. Belgard:

On April 26, 2007, the Commission received the written response from you and Ms. Hearn ("challenge"). The challenge is being reviewed by the Office of Administrative Review. Please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660 if you have any questions regarding the challenge.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Woodhead Werth".

Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review

29092624992

Date: April 30, 2007

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW
CHALLENGE RECEIVED**

AF#: 1662

Committee Name: Gloria Hearn

Committee ID#: C00429795

Committee Address (if different than in RTB letter): N/A

Treasurer Name (if different than in RTB finding): N/A

Attachments:

**Copy of RTB Circulation Report, dated April 4, 2007 and RTB Certification,
dated April 10, 2007: Y**

Attachment #: 1

Certified Return Receipt (to be forwarded at later date if not yet received)(Y/N): Y

Attachment #: 2

Original Correspondence Received by RAD in Response to RTB Letter (Y/N): N

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-2006 Post-General Report Prior Notice, dated October 2, 2006.

-2006 Post-General Report Reminder, dated November 13, 2006.

-RTB Letter, dated April 12, 2007.

Attachment #: 4

Other RAD Information: (Y/N): N

Attachment#: N/A

29092624993

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

ANN BELGARD
GLORIA HEARN
1327 MILITARY HWY.
PINEVILLE, LA 71360

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Ann Belgard

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

Ann Belgard

C. Date of Delivery

4/17/07

D. Is delivery address different from item 1?

- ☐ Yes
☐ No

If YES, enter delivery address below:

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

- ☐ Yes

2. Article Number

(Transfer from service label)

7006 0810 0005 9266 6563

PS Form 3811, February 2004

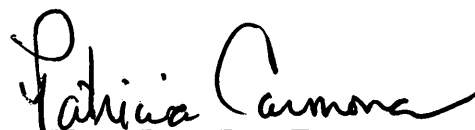
Domestic Return Receipt

102595-02-M-1540

2909262494

DECLARATION OF PATRICIA CARMONA

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Gloria Hearn:
 - A) Prior Notice, dated October 2, 2006, referencing the 2006 Post-General Report;
 - B) Reminder Notice, dated November 13, 2006, referencing the 2006 Post-General Report;
 - C) Reason-to-Believe Letter, dated April 12 2007, referencing the 2006 Post-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Gloria Hearn electronically filed the 2006 Post-General Report with the Commission on February 1, 2007.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 30th day of April, 2007.



Patricia Carmona
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

October 2, 2006

2006 GENERAL ELECTION CANDIDATE COMMITTEES

REPORT	REPORTING PERIOD¹	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
Pre-General	10/01/06 - 10/18/06	10/23/06	10/26/06
48-Hour Notices	10/19/06 - 11/04/06	----see below----	
Post-General	10/19/06 - 11/27/06	12/07/06	12/07/06

WHO MUST FILE

Principal campaign committees of all 2006 general election congressional candidates² (including unopposed candidates and candidates whose names do not appear on the ballot) must file Pre- and Post-General Election Reports.³

Campaigns that raise or spend more than \$5,000 for the 2006 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2006, even if the candidate plans to retire, withdraws from the race prior to the primary election, loses the primary or drops out of the race prior to the general election. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

48 HOUR NOTICES ON CONTRIBUTIONS

Notices are required if the committee receives contributions **(including in-kind gifts or advances of goods or services; Loans from the candidate or other non-bank sources; and guarantees or endorsements of bank loans to the candidate or committee)** of \$1,000 or more, during the period of October 19 through November 4, 2006.

The notices must reach the appropriate federal filing office within 48 hours of the committee's receipt of the contribution(s). Senate candidates must transmit them to the Secretary of the Senate at (202) 224-1851.

Campaign committees that file electronically MUST submit their 48-hour notices electronically.

For more information, visit the FEC web site at www.fec.gov/electfil/online.shtml. U.S. House candidates faxing 48-hour notices should transmit them to the FEC at (202) 219-0174.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

²An individual becomes a candidate for Federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions received or expenditures made. If the campaign has not exceeded the \$5,000 threshold, it is not required to file reports.

³If the campaign has more than one authorized committee in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 3Z.

(over)

29092624996

REPORTING SCHEDULE FOR REMAINDER OF 2006

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

METHOD OF FILING

Reports sent by registered or certified mail must be postmarked by the mailing date (please note that a certificate of mailing is not an acceptable method). Committees should keep the mailing receipt with its postmark as proof of filing.

If using overnight mail, the delivery service must receive the report by the mailing date. "Overnight mail" includes Priority or Express Mail having a delivery confirmation, or an overnight delivery service with an on-line tracking system and scheduled for next business day delivery. Reports filed by any other means must be received by the Commission (or Secretary of the Senate for Senate committees) by the filing date.

COMPLIANCE

- Treasurers of political committees are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time.
- Under the Administrative Fine Program, political committees and their treasurers who fail to file their reports (including 48-hour notices) on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers).⁴ For additional information, see the enclosed handout entitled, "Administrative Fine Program," and visit the FEC web site at www.fec.gov/af.shtml.
- In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.
- Electronic filers who instead file on paper or submit an electronic report (either by direct transmission or on 3.5" diskette) that does not pass the validation test will be considered non-filers and may be subject to enforcement actions (including administrative fines).

ELECTRONIC FILING

U.S. House committees that receive contributions or make expenditures in excess of \$50,000 in a calendar year, or that have reason to expect to do so, must submit their reports electronically. For additional information, review the enclosed handout entitled "Electronic Filing," call the FEC's Electronic Filing office at (800) 424-9530 or (202) 694-1642, and visit our web site at www.fec.gov/elecfil/electron.shtml.

¹See footnote #1, on reverse side.

⁴Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$16,000, even for first-time violations.

GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

November 13, 2006

*****REMINDER**

REMINDER

REMINDER***

All principal campaign committees of congressional candidates (including unopposed candidates and candidates whose names do not appear on the ballot) who sought election in the 2006 General Election must file a Post-General Election Report.

Note: In election years, the reporting period for the Post-General Election Report spans two election cycles. **For this report only, committees should use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8).** Committees should not use the normal Detailed Summary Page

Reports sent by registered or certified mail must be postmarked by the mailing date (December 7, 2006). If using overnight mail, the delivery service must receive the report by the mailing date (December 7, 2006). Otherwise, they must be received by the filing date (December 7, 2006).

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100

29092624998



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 AUG 24 P 12:30

August 24, 2007

MEMORANDUM

SENSITIVE

To: The Commission

Through: Patrina M. Clark
Staff Director

From: John D. Gibson
Chief Compliance Officer

Shawn Woodhead Wertz
Reviewing Officer
Office of Administrative Review

Subject: AF# 1662 - Gloria Hearn and Ann Belgard, as Treasurer
(C00429795)

The respondents' challenge for this case was due by May 20, 2007, after the April 30, 2007 effective date of the revised administrative fine regulations. The Office of General Counsel informed this Office that if the respondents' challenge is due after the April 30 effective date, the new rules apply even if the challenge is submitted before the 40 day deadline expires. The Reviewing Officer's recommendation, therefore, is based on the new rules. The respondents' other challenge, AF# 1588, falls under the old rules and the analysis used in that Reviewing Officer's recommendation is based on the former rules.

The attached Reviewing Officer recommendation, and the Reviewing Officer recommendation for AF# 1588, are being circulated on an informational basis. Copies were also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary written responses within 10 days of transmittal of the recommendations.

After the 10 day period, the Reviewing Officer recommendations and the respondents' written responses, if any, will be circulated to the Commission to make final determinations.

Attachment

29092624999



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 24, 2007

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 1662 – Gloria Hearn and Ann Belgard, as Treasurer (C00429795)

On April 10, 2007, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2006 30 Day Post-General Report, a non-election sensitive report, and made a preliminary determination that the civil money penalty was \$3,500 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") on April 12, 2007 of the Commission's RTB finding and civil money penalty.

Respondents' Response

On April 26, 2007, the Commission received the written response ("challenge") from the candidate and Treasurer, who state that their certified public accountant has confirmation that the report was filed electronically and timely. According to the accounting firm's letter signed by Robin Doyle, the Client Accounting Clerk, and received by the Commission on April 30, they electronically filed the report on February 1, 2007 when they were notified of the electronic filing requirements. Submitted with this letter are copies of the RTB letter and the "FEC Financial Disclosure Filing Acknowledgement" which says that that "filing was received and accepted ... at 02/01/2007 – 12:39:23, and was assigned the Filing ID of: FEC-275093."

Analysis of Challenge

The 2006 30 Day Post-General Report was electronically filed on February 1, 2007, 56 days late. A paper copy of the report was sent by first class mail and received on December 13, 2006.

The Federal Election Campaign Act ("Act") requires that the 30 day post-general report be filed by the treasurer of a principal campaign committee no later than the 30th day after any general election in which such candidate has sought election. 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(2)(ii). Effective for reporting periods beginning after December 31, 2000, all political committees must file in an electronic format if they have received contributions or made expenditures, or expect to receive contributions or make expenditures, in a calendar year aggregating in excess of \$50,000. Once a political committee exceeds or has reason to expect to exceed the appropriate threshold, it must file electronically all subsequent reports covering financial activity for the remainder of the calendar year. Reports filed on paper do not satisfy a political committee's filing obligations. 2 U.S.C. § 434(a)(11) and 11 C.F.R. § 104.18(a). Reports electronically filed must be received and validated at or before 11:59 p.m.,

29092625000

Eastern Standard/Daylight Time on the prescribed filing date to be timely filed. 11 C.F.R. § 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

The respondents' two prior reports, the 2006 October Quarterly and 12 Day Pre-General Reports, disclose that the Committee received \$126,658 in net contributions and candidate loans and made \$113,263 in net operating expenditures during these reporting periods. Because the Committee exceeded the \$50,000 mandatory electronic filing threshold during the 12 Day Pre-General reporting period, they were required to file that report and all subsequent reports in an electronic format. After RAD sent them a failure to file in an electronic format notification on November 2, they filed the 12 Day Pre-General Report on November 7 in an electronic format.

The next report they were required to file was the 30 Day Post-General Report which was due on December 7. Instead of filing it electronically as they were required to do, they sent the Commission a paper copy of the report. The Electronic Filing Office also notified them by email on December 8, the day after the report was due, that they had failed to file it. The FEC server mail log stores email addresses provided by filers and shows that the email was sent to the respondents at RDoyle@hebertcarbo.com.

The respondents believe that they filed the report on time when they filed it electronically on February 1, 2007 and, as evidence of this, provided the confirmation receipt emailed to them on that date. They are correct that the confirmation receipt shows that they filed it on February 1 but it is not proof that they filed it on time since they should have filed it electronically no later than December 7 for the report to be timely. The respondents filed the 30 Day Post-General Report in an electronic format on February 1, 2007, 56 days late, which is considered not filed under the administrative fine regulations. 11 C.F.R. § 111.43(e)(1).

The other issues raised in the challenge (the belief that "someone is harassing [the candidate] because I challenged the incumbent" and they complied with all Commission requests) do not fall within the list of defenses at 11 C.F.R. § 111.35(b). Their challenge fails to address any of three valid excuses enumerated at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. The Reviewing Officer, therefore, recommends that the Commission make a final determination and assess a civil money penalty of \$3,500.

29092625001

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 1662 involving the Gloria Hearn committee and Ann Belgard, as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 1662 that the Gloria Hearn committee and Ann Belgard, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$3,500; and
- (3) Send the appropriate letter.

Attachments

Attachment 1 - Challenge Received from Respondents
Attachment 2 - Declaration from RAD
Attachment 3 - Declaration from OAR

29092625002

DECLARATION OF SHAWN WOODHEAD WERTH

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I supervise research conducted with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The 2006 30 Day Post-General Report is due December 7, 2006. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on December 7 to be timely filed.
- 3) It is the practice of the Reports Analysis Division to send a letter to mandatory electronic filing committees and treasurers at their address of record notifying them that they failed to file a report in an electronic format.
- 4) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) Page 1 of the Summary Page, and Pages 3 and 4 of the Detailed Summary Page for the October Quarterly Report filed by the Gloria Hearn committee and Ann Belgard, as Treasurer. According to Commission records, the report was received October 19, 2006 and covers the period from August 1 through September 30, 2006. For this reporting period, it lists \$9,733.00 in total contributions received on Line 11(e), \$40,000.00 in total loans received on Line 13(c), and \$41,756.87 in operating expenditures on Line 17;
 - b) Page 1 of the Summary Page and Pages 3 and 4 of the Detailed Summary Page for the paper copy of the report for the Gloria Hearn committee and Ann Belgard, as Treasurer. According to Commission records, the paper copy was received October 31, 2006 and covers the period from October 1 through October 18, 2006. For this reporting period, the paper copy lists \$1,925.00 in total contributions received on Line 11(e), \$75,000.00 in total loans received on Line 13(c), and \$71,507.27 in operating expenditures on Line 17;
 - c) Page 1 of the Summary Page for the 2006 12 Day Pre-General Report electronically filed by the Gloria Hearn committee and Ann Belgard, as Treasurer. According to Commission records, the report covers the period from October 1 through October 18, 2006, and was received on November 7, 2006;
 - d) Page 1 of the Summary Page and the Envelope Replacement Page for the paper copy of the report for the Gloria Hearn committee and Ann Belgard, as Treasurer. According to Commission records, the paper copy was received December 13, 2006 and covers the period from October 19 through November 27, 2006; and
 - e) Page 1 of the Summary Page for the 2006 30 Day Post-General Report electronically filed by the Gloria Hearn committee and Ann Belgard, as Treasurer. According to Commission records, the report covers the period from October 19 through November 27, 2006 and was received on February 1, 2007.
- 5) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 24th of August, 2007.



Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review
Federal Election Commission

29092625003

FEC
FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

RECEIVED
FEC MAIL
OPERATIONS CENTER

2006 OCT 19 A 7:53
Office Use Only

1. NAME OF
COMMITTEE (in full)

TYPE OR PRINT ▼

Example: If typing, type
over the lines.

12FE4M5

HEARN FOR CONGRESS

ADDRESS (number and street)

11327 MILITARY HWY



Check if different
than previously
reported. (ACC)

PINEVILLE

LA

71340-

2. FEC IDENTIFICATION NUMBER ▼

C

CITY ▲

STATE ▲

ZIP CODE ▲

STATE ▼ DISTRICT

3. IS THIS
REPORT



NEW
(N)

OR



AMENDED
(A)

LA

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:



April 15 Quarterly Report (Q1)



July 15 Quarterly Report (Q2)



October 15 Quarterly Report (Q3)



January 31 Year-End Report (YE)



Termination Report (TER)

(b) 12-Day PRE-Election Report for the:



Primary (12P)



General (12G)



Runoff (12R)



Convention (12C)



Special (12S)

Election on

MM

DD

YYYYYY

in the
State of

(c) 30-Day POST-Election Report for the:



General (30G)



Runoff (30R)



Special (30S)

Election on

MM

DD

YYYYYY

in the
State of

5. Covering Period

08

01

2006

through

09

30

2006

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

Type or Print Name of Treasurer

Ann Belgard

Signature of Treasurer

Ann Belgard

Date

10

13

2006

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

Office
Use
Only

FEC FORM 3
(Revised 02/2003)

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 12/2003)

Page 3

Write or Type Committee Name

Hearn for Congress

Report Covering the Period:

From:

08 01 2006

To:

09 30 2006

I. RECEIPTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

11. CONTRIBUTIONS (other than loans) FROM:

(a) Individuals/Persons Other Than
Political Committees

(i) Itemized (use Schedule A).....

9133.00

9133.00

(ii) Unitemized.....

0.00

0.00

(iii) TOTAL of contributions
from individuals.....

9133.00

9133.00

(b) Political Party Committees.....

0.00

0.00

(c) Other Political Committees
(such as PACs).....

0.00

0.00

(d) The Candidate.....

0.00

0.00

(e) TOTAL CONTRIBUTIONS

(other than loans)
(add Lines 11(a)(iii), (b), (c), and (d))..

9133.00

9133.00

12. TRANSFERS FROM OTHER
AUTHORIZED COMMITTEES.....

0.00

0.00

13. LOANS:

(a) Made or Guaranteed by the
Candidate.....

40000.00

40000.00

(b) All Other Loans.....

0.00

0.00

(c) TOTAL LOANS
(add Lines 13(a) and (b)).....

40000.00

40000.00

14. OFFSETS TO OPERATING
EXPENDITURES
(Refunds, Rebates, etc.).....

0.00

0.00

15. OTHER RECEIPTS
(Dividends, Interest, etc.).....

0.00

0.00

16. TOTAL RECEIPTS (add Lines
11(e), 12, 13(c), 14, and 15)
(Carry Total to Line 24, page 4).....

49133.00

49133.00

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3 (Revised 02/2003)

Page 4

II. DISBURSEMENTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

17. OPERATING EXPENDITURES.....

4175687

4175687

18. TRANSFERS TO OTHER
AUTHORIZED COMMITTEES

000

000

19. LOAN REPAYMENTS:

(a) Of Loans Made or Guaranteed
by the Candidate.....

000

000

(b) Of All Other Loans.....

000

000

(c) TOTAL LOAN REPAYMENTS
(add Lines 19(a) and (b)).....

000

000

20. REFUNDS OF CONTRIBUTIONS TO:

(a) Individuals/Persons Other
Than Political Committees.....

000

000

(b) Political Party Committees.....

000

000

(c) Other Political Committees
(such as PACs).....

000

000

(d) TOTAL CONTRIBUTION REFUNDS
(add Lines 20(a), (b), and (c)).....

000

000

21. OTHER DISBURSEMENTS.....

000

000

22. TOTAL DISBURSEMENTS
(add Lines 17, 18, 19(c), 20(d), and 21) ►

4175687

4175687

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....

000

24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....

4973300

25. SUBTOTAL (add Line 23 and Line 24).....

4973300

26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....

4175687

27. CASH ON HAND AT CLOSE OF REPORTING PERIOD
(subtract Line 26 from Line 25).....

797613

26039233616

**FEC
FORM 3**

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For An Authorized Committee

RECEIVED
FEC MAIL
OPERATIONS CENTER

2006 OCT 31 A 7:58

Office Use Only

1. NAME OF
COMMITTEE (in full)

TYPE OR PRINT ▼

Example: If typing, type
over the lines.

12FE4M5

HEARN FOR CONGRESS

ADDRESS (number and street)

1327 MILITARY HWY



Check if different
than previously
reported. (ACC)

PINEVILLE

LA

71340-

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

STATE ▼ DISTRICT

C

3. IS THIS
REPORT



NEW
(N)

OR



AMENDED
(A)

LA

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:



April 15 Quarterly Report (Q1)



July 15 Quarterly Report (Q2)



October 15 Quarterly Report (Q3)



January 31 Year-End Report (YE)



Termination Report (TER)

(b) 12-Day PRE-Election Report for the:



Primary (12P)



General (12G)



Runoff (12R)



Convention (12C)



Special (12S)

Election on

MM / DD / YYYY

MM / DD / YYYY

MM / DD / YYYY

in the
State of

State

(c) 30-Day POST-Election Report for the:



General (30G)



Runoff (30R)



Special (30S)

Election on

MM / DD / YYYY

MM / DD / YYYY

MM / DD / YYYY

in the
State of

State

5. Covering Period

10

01

2006

through

10

18

2006

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

Type or Print Name of Treasurer

Blaine C. Hebert

Signature of Treasurer

Blaine C. Hebert, CAO

Date

10

20

2006

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

Office
Use
Only

FEC FORM 3
(Revised 02/2003)

DETAILED SUMMARY PAGE of Receipts

FEC Form 3 (Revised 12/2003)

Page 3

Write or Type Committee Name

Hearn for Congress

Report Covering the Period:

From:

10 01 2006

To:

10 18 2006

I. RECEIPTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

11. CONTRIBUTIONS (other than loans) FROM:

(a) Individuals/Persons Other Than
Political Committees

(i) Itemized (use Schedule A).....

(ii) Unitemized.....

(iii) TOTAL of contributions
from individuals.....

(b) Political Party Committees.....

(c) Other Political Committees
(such as PACs).....

(d) The Candidate.....

(e) TOTAL CONTRIBUTIONS
(other than loans)
(add Lines 11(a)(iii), (b), (c), and (d))..

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES.....

13. LOANS:

(a) Made or Guaranteed by the
Candidate.....

(b) All Other Loans.....

(c) TOTAL LOANS
(add Lines 13(a) and (b)).....

14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.).....

15. OTHER RECEIPTS (Dividends, Interest, etc.).....

16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4).....

192500

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192500

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192500

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7500000

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7500000

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71692500

7110300

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7110300

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7110300

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11500000

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11500000

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000

000

12210300

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3 (Revised 02/2003)

Page 4

II. DISBURSEMENTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

17. OPERATING EXPENDITURES.....

71,507.27

100,931.12

18. TRANSFERS TO OTHER
AUTHORIZED COMMITTEES

000

000

19. LOAN REPAYMENTS:
(a) Of Loans Made or Guaranteed
by the Candidate.....

(b) Of All Other Loans

000

000

000

000

000

000

20. REFUNDS OF CONTRIBUTIONS TO:
(a) Individuals/Persons Other
Than Political Committees.....

(b) Political Party Committees.....
(c) Other Political Committees
(such as PACs).....

(d) TOTAL CONTRIBUTION REFUNDS
(add Lines 20(a), (b), and (c)).....

000

000

000

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000

000

000

000

21. OTHER DISBURSEMENTS.....

000

000

22. TOTAL DISBURSEMENTS
(add Lines 17, 18, 19(c), 20(d), and 21) ►

71,507.27

71,507.27

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....

79,761.31

24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....

76,925.00

25. SUBTOTAL (add Line 23 and Line 24).....

84,901.13

26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....

71,507.27

27. CASH ON HAND AT CLOSE OF REPORTING PERIOD
(subtract Line 26 from Line 25).....

13,393.86



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-P

November 2, 2006

Ann Belgard, Treasurer
Gloria Hearn
1327 Military Hwy
Pineville, LA 71360

Identification Number: C00429795

Reference: 12 Day Pre-General Report (10/1/2006 - 10/18/2006)

Dear Treasurer:

Your Committee has failed to file the above-referenced report in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Kim Doughty in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is 202-694-1130.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

2603926349992625010

FEC
FORM 3REPORT OF RECEIPTS
AND DISBURSEMENTS

For An Authorized Committee

Office Use Only

1. NAME OF
COMMITTEE (in full)USE FEC MAILING LABEL
OR TYPE OR PRINTExample: If typing, type
over the lines

Hearn for Congress

ADDRESS (number and street)

1327 Military Hwy

Check if different
than previously
reported. (ACC)

Pineville

LA

71360

2. FEC IDENTIFICATION NUMBER

C00429795

CITY A

STATE A

ZIP CODE A

STATE DISTRICT

3. IS THIS
REPORT

x

NEW
(N)

OR

AMENDED
(A)

LA

05

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

x

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

11

11

2006

In the
State of

LA

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

10

01

2006

through

10

18

2006

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

Type or Print Name of Treasurer

Ms Ann Belgard

Signature of Treasurer Electronically Filed by Ms Ann Belgard

Date 11 07 2006

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

Office
Use
OnlyFEC FORM 3
(Revised 02/2005)

29092625011

FEC
FORM 3

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For An Authorized Committee

2003 DEC 13 11 49:00
Office Use Only

1. NAME OF
COMMITTEE (In full)

TYPE OR PRINT ▼

Example: If typing, type
over the lines.

12FE4M5

HEARN, FDR CONGRESS

ADDRESS (number and street)

11327 MILITARY HWY



Check if different
than previously
reported. (ACC)

PINEVILLE

LA

71360-1

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

STATE ▼ DISTRICT

C00429195

3. IS THIS
REPORT



NEW
(N)

OR



AMENDED
(A)

LA

05

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:



April 15 Quarterly Report (Q1)



July 15 Quarterly Report (Q2)



October 15 Quarterly Report (Q3)



January 31 Year-End Report (YE)



Termination Report (TER)

(b) 12-Day PRE-Election Report for the:



Primary (12P)



General (12G)



Runoff (12R)



Convention (12C)



Special (12S)

Election on

M M

D D

Y Y Y Y

in the
State of

(c) 30-Day POST-Election Report for the:



General (30G)



Runoff (30R)



Special (30S)

Election on

11

07

2006

in the
State of

5. Covering Period

10

19

2006

through

11

27

2006

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

Type or Print Name of Treasurer

Ann Belgard

Signature of Treasurer

Ann Belgard

Date

12

07

2006

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

Office
Use
Only

FEC FORM 3
(Revised 02/2003)

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
The FEC added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	Date of Receipt
<input checked="" type="checkbox"/> USPS First Class Mail	Postmarked
<input type="checkbox"/> USPS Registered/Certified	Postmarked (R/C)
<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input checked="" type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
Next Business Day Delivery <input type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked

SL
PREPARER
(3/2005)

12/13/06
DATE PREPARED

250992605413

**FEC
FORM 3****REPORT OF RECEIPTS
AND DISBURSEMENTS**

For An Authorized Committee

Office Use Only

1. NAME OF
COMMITTEE (In full)USE FEC MAILING LABEL
OR TYPE OR PRINTExample: If typing, type
over the lines

Hearin for Congress

ADDRESS (number and street)

1327 Military Hwy

Check if different
than previously
reported. (ACC)

Pineville

LA

71360

2. FEC IDENTIFICATION NUMBER

C00426795

CITY A

STATE A

ZIP CODE A

STATE DISTRICT

3. IS THIS
REPORT

x

NEW
(N)

OR

AMENDED
(A)

LA

05

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

In the
State of

(c) 30-Day POST-Election Report for the:

X

General (30G)

Runoff (30R)

Special (30S)

Election on

11

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2006

in the
State of

LA

5. Covering Period

10

18

2006

through

11

27

2008

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

Type or Print Name of Treasurer

Ms Ann Belgard

Signature of Treasurer Electronically Filed by Ms Ann Belgard

Date 02 01 2007

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

Office
Use
Only**FEC FORM 3**
(Revised 02/2005)

29092625014



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

August 27, 2007

Ann Belgard, as Treasurer
Gloria Hearn
1327 Military Highway
Pineville, Louisiana 71360

C00429795
AF# 1662

Dear Ms. Belgard:

On April 10, 2007, the Federal Election Commission ("Commission") found reason to believe ("RTB") that the Gloria Hearn committee and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2006 30 Day Post-General Report. The Commission also made a preliminary determination that the civil money penalty was \$3,500 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing the written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination in this matter. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463. As a result of the anthrax threat in the Washington, DC area, US Postal Service mail delivery to federal agencies, including the Commission, has been interrupted. Until regular mail delivery resumes, you may also file your written response with the Commission Secretary via facsimile (202-208-3333) or by courier at the same address (if you use an overnight delivery service, please use zip code 20004 instead of zip code 20463). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Woodhead Werth".

Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review

Attachment

29092625015

1327 Military Highway
Pineville, Louisiana 71360
September 3, 2007

Date: 9-3-07	# Of Pages: 2	QUICK FAX™ OfficeMax	
To: Shawn Woodhead Werth		From: Gloria Hearn	
Co./Dept: FEC; Suite 819		Co./Dept: Reg AF# 11662 (Cooks)	
Fax: 202-208-3333		Fax: 318-487-2892	
Phone: 202-694-1660		Phone: 318-487-2800	
Memo: Copy of letter to Can. Sec.		E-Mail: gloriasearn@aol.com	

Commission Secretary
Federal Elections Commission
Washington, D.C. 20463

RE: C00429795
A F # 1662

Dear Sir/Mesdame:

I have read the letters and materials sent to me recently. I got them this past Friday, August, 31, 2007. I respectfully request that you waive the fee indicated. When I was a candidate (I ran only because I was trying to be a good citizen to give the people a choice), I knew I did not have the technical and mathematical expertise to do the things as determined by your office. Ms. Belgard was my part-time office manager at that time hence her name appeared as treasurer since all the activities of the campaign came to and through my office. Ms. Belgard was a part-time employee and since that time she has found it necessary to have full-time employment therefore she is no longer my associate and has no further contact with the campaign wrap-up. Since neither of us had the background for such high-level work in financial reporting, I chose to hire Blaine Hebert, CPA, to help us get all the required filings and reportings done. His very able assistant, Ms. Robin Doyle, have been doing all the filings and reportings done on my behalf. I wanted to be very sure we did everything "in a fitting and orderly way (I Cor. 14:40) as taught in the Scriptures.

I did not think I could find anyone better anywhere who would be better than Mr. Hebert and Ms. Doyle to help me in getting the reports done in a timely way and professional manner. I think it may be helpful to mention that they moved their office during the campaign therefore they had to make a lot of changes and adjustments so if there was a delay about the reports, I think those factors should be considered.

Please consider this letter as a formal appeal. This Labor Day but I am working to get this off to you and also to let you know that I am getting all the information you sent to me to them tomorrow so they can help me know what to do. If I owe money, I will have to scratch but I will do the best I can. I don't have any money, but I will do the best I can to take care of my responsibilities. I want to "render unto Caesar what is Caesar, but unto God what is God's." (Matthew 22:2). Please be merciful to me. I have never intended to break the law. I may just have to go to prison or jail, but if that is what is required, I am prepared to do it "without murmurings and disputings (Phillipians)."

2007 SEP -4 A 8:27

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

29092625016

Thank you for any and every consideration and help you can give to me. I simply do not know what to do as I believed that everything that was required of me had been already taken care of.

Best wishes and appreciation for all you do to help our country have fair and impartial elections.

Sincerely,

A handwritten signature in cursive script that reads "Gloria Hearn". The signature is written in dark ink and is positioned above the printed name.

Gloria Hearn (former candidate)

Copy: Shawn Woodhead Werth,
Reviewing Officer
Office of Administration Review

29092625017



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 SEP 13 P 2:35

September 13, 2007

MEMORANDUM

SENSITIVE

To: The Commission

Through: Patrina M. Clark *mc*
Staff Director

From: John D. Gibson *JDG*
Chief Compliance Officer

Shawn Woodhead Wertz *SW*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 1662 – Gloria Hearn and Ann Belgard, as Treasurer (C00429795)

On April 10, 2007, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2006 30 Day Post-General Report, a non-election sensitive report, and made a preliminary determination that the civil money penalty was \$3,500 based on the schedule of penalties at 11 C.F.R. § 111.43.

On April 26, 2007, the Commission received the respondents' written responses ("challenge"). After reviewing the challenge, the Reviewing Officer's recommendation dated August 24, 2007 was forwarded to the Commission, a copy was sent to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$3,500 because they submitted no evidence that a factual error was made in the RTB finding, that the civil money penalty was improperly calculated at RTB, or that they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in the respondents' challenge or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f).

The Commission received the candidate's written response via facsimile on September 4 and overnight delivery on September 6, and a copy is attached for your review. In her response, the candidate does not address the issues raised in the challenge and the Reviewing Officer recommendation: they filed the report on time and complied with Commission requests, and someone is harassing the candidate because she ran against the incumbent. She raises these new

29092625018

arguments in the response: she hired Mr. Hebert and his firm because of her inexperience and the Treasurer's inexperience in campaign finance reporting; the Treasurer, who was the candidate's part-time office manager, is no longer associated with the candidate or the Committee; Mr. Hebert's firm moved its offices during the campaign which may have caused a delay in the filing of the reports; and she, the candidate, does not have any money to pay the civil money penalty.

Because the new arguments were not raised in the challenge and, therefore, are not directly responsive to the Reviewing Officer's recommendation, they are not addressed by the Reviewing Officer in this memorandum. 11 C.F.R. § 111.36(f). The Reviewing Officer recommends that the Commission make a final determination and assess the civil money penalty.

OAR Recommendations

- (1) Adopt the Reviewing Officer's recommendation for AF# 1662 involving the Gloria Hearn committee and Ann Belgard, as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 1662 that the Gloria Hearn committee and Ann Belgard, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$3,500; and
- (3) Send the appropriate letter.

Attachment

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 1662
Gloria Hearn and Ann Belgard, as)
Treasurer (C00429795))

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby
certify that on September 18, 2007, the Commission decided by a vote of 5-0 to
take the following actions in AF 1662:

1. Adopt the Reviewing Officer's recommendation for AF 1662 involving the Gloria Hearn committee and Ann Belgard, as Treasurer, in making the final determination.
2. Make a final determination in AF 1662 that the Gloria Hearn committee and Ann Belgard, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$3,500.
3. Send the appropriate letter.

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

Attest:

September 18, 2007
Date

Darlene Harris
for Mary W. Dove
Secretary of the Commission

29092625020



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 20, 2007

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ann Belgard, as Treasurer
Gloria Hearn
1327 Military Highway
Pineville, Louisiana 71360

ID# C00429795
AF# 1662

Dear Ms. Belgard:

On April 10, 2007, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the Gloria Hearn committee and you, as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2006 30 Day Post-General Report. By letter dated April 12, 2007, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$3,500 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On April 26 and 30, 2007, the Office of Administrative Review received the written responses from you, the Assistant Treasurer, and the candidate challenging the RTB civil money penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written responses. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that the Gloria Hearn committee and you, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$3,500 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on August 27, 2007.

The Commission Secretary received your response on September 4 and a copy was forwarded to the Commission. On September 18, 2007, the Commission adopted the Reviewing Officer's recommendation, made a final determination that the Gloria Hearn committee and you, as Treasurer, violated 2 U.S.C. § 434(a), and assessed a civil money penalty of \$3,500. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the final determination memorandum is attached.

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.

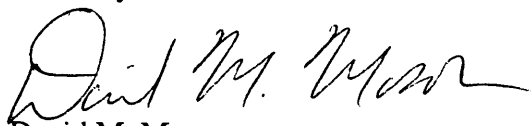
If You Choose to Appeal the Final Determination and/or Civil Money Penalty

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 respondents' 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 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Shawn Woodhead Werth on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,



David M. Mason
Vice Chairman

Attachment

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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 \$3,500 for the 2006 30 Day Post-General 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 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

FOR: Gloria Hearn

FEC ID#: C00429795

AF#: 1662

PAYMENT AMOUNT DUE: \$3,500

RECEIVED
IN ALEXANDRIA, LA
JUL 10 2008

ROBERT H. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

GLORIA WILLIAMS HEARN

CIVIL ACTION NO. 07-1674

-vs-

JUDGE DRELL

FEDERAL ELECTION COMMISSION

MAGISTRATE JUDGE KIRK

R U L I N G

Before the Court is a motion to dismiss, or, in the alternative, motion for summary judgment (Doc. 7), filed by the defendant, the Federal Election Commission ("FEC"). For the reasons set forth below, it will be granted as a motion to dismiss.

The plaintiff, the individual Gloria Williams Hearn, filed this suit on her own behalf on October 5, 2007. She seeks judicial review of two final agency determinations by the FEC against the Gloria Hearn committee (FEC ID# C00429795) and Ann Belgard, as treasurer for the Gloria Hearn committee: AF# 1588, in the amount of \$5,000 (Doc. 1-3, pp. 26-29); and AF# 1662, in the amount of \$3,500 (Doc. 1-3, 22-25). On December 31, 2007, the FEC filed the instant motion, asserting, inter alia, that the plaintiff, the individual Gloria Williams Hearn, lacks statutory standing to bring this suit. We agree.

Both of the final agency determinations at issue in this suit imposed a fine on the Gloria Hearn committee and its treasurer, Ann Belgard. Neither imposed a fine on the plaintiff herself, the individual Gloria Williams Hearn. Both of the final agency determinations were made in accordance with the federal statutes on disclosure of

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federal campaign funds, 2 U.S.C. § 431 et seq. Both letters regarding the FEC final agency decision were dated September 20, 2007, and both were sent to Ms. Belgard. (Doc. 1-3, pp. 22-29). Both letters gave the following instructions regarding the right to appeal:

If You Choose to Appeal the Final Determination and/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 such administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

(Doc. 1-3, pp. 27, 29). Significantly, 2 U.S.C. § 437g(a)(4)(C)(iii), provides:

(iii) Any person against whom an adverse determination is made under this subparagraph may obtain a review of such determination in the district court of the United States for the district in which the person resides, or transacts business, by filing in such court (prior to the expiration of the 30-day period which begins on the date the person receives notification of the determination) a written petition requesting that the determination be modified or set aside.

Id.

Because only the Gloria Hearn committee and its treasurer, Ann Belgard, were the persons "against whom an adverse determination [was] made," Id., they are the only proper parties to a suit requesting review of the FEC final agency determinations. Unfortunately, neither the Gloria Hearn committee nor Ms. Belgard is a party to this suit. The only enrolled plaintiff is the individual Gloria Williams Hearn, but she lacks statutory standing to bring this suit under 2 U.S.C. § 437g(a)(4)(C)(iii). See Miles for

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WESTERN DISTRICT OF LOUISIANA

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FEDERAL ELECTION COMMISSION

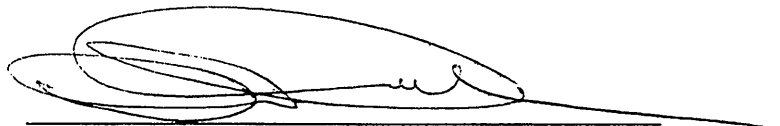
MAGISTRATE JUDGE KIRK

J U D G M E N T

Based on written reasons given this date,

IT IS ORDERED that the defendant's motion to dismiss, or, in the alternative, motion for summary judgment (Doc. 7), is GRANTED as a motion to dismiss. IT IS FURTHER ORDERED that this suit is DISMISSED WITHOUT PREJUDICE.

SIGNED on this 10th day of July, 2008 at Alexandria, Louisiana.



DEE D. DRELL
UNITED STATES DISTRICT JUDGE

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QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEQ# 002 \$ 000850000 BA# 1 03-18-09 20 4



GLORIA W HEARN 2301 MILITARY HWY. PINEVILLE, LA 71350-4327		1305
Pay to the Order of <u>National Election Commission</u>		84-7912/2852
<u>Eighty-five and 00/100</u>		Date <u>3-7-09</u>
CENEA Federal Credit Union P.O. Box 1271 • Alexandria, La. 71303		\$ <u>18,500.00</u>
<u>W. Hearn</u>		Dollars <u>18,500.00</u>
<u>Gloria Hearn</u>		



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1662

DATE SCANNED

6/5/09

SCANNER NO.

2

SCAN OPERATOR

JmP

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