



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 1700

DATE SCANNED 2-12-08

SCANNER NO. 2

SCAN OPERATOR JmH

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 MAY -9 P 4: 52

May 9, 2007

MEMORANDUM

SENSITIVE

TO: THE COMMISSION *gmc*

THROUGH: PATRINA M. CLARK *gmc*
STAFF DIRECTOR

MARGARITA MAISONET *mm*
CHIEF COMPLIANCE OFFICER

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

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2006 YEAR
END REPORT FOR THE ADMINISTRATIVE FINE PROGRAM

Attached is a list of political committees and their treasurers who failed to file or failed to timely file the 2006 Year End Report in accordance with 2 U.S.C. 434(a). The Year End Report was due on January 31, 2007.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days after the due date, or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

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Recommendation

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

Federal Election Commission
Reason to Believe Circulation Report
2006 YEAR-END Not Election Sensitive 01/31/2007 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1697	C00038604	AMERICAN FINANCIAL SERVICES ASSOCIATION PAC		MR. BILL HIMPLER	\$626,701	0	2/14/2007	14	\$11,400	\$170
1698	C00413534	ANDY MICHAUD FOR CONGRESS	MICHAUD, ANDY	ANDY MICHAUD	\$349,922	0		Not Filed	\$49,989 (est)	\$900
1699	C00416404	ARCH LEADERSHIP PAC		JOHN ROSS TRUMAN	\$133,843	0		Not Filed	\$44,614 (est)	\$900
1700	C00258590	BARRACK, RODOS		DANIEL E. BAGINE	\$164,100	0	2/13/2007	13	\$30,850	\$460
1701	C00423608	BEATTY FOR CONGRESS COMMITTEE	BEATTY, JEFFREY K	JUDITH GRANDINETTI	\$181,670	0	4/27/2007	Not Filed	\$1,387	\$250
1702	C00423335	BYRNE FOR CONGRESS COMMITTEE, THE	BYRNE, MARK	JILL K. HUEY	\$148,107	0	4/6/2007	Not Filed	\$4,694	\$250
1703	C00419143	CHAD KLUKO FOR CONGRESS COMMITTEE	KLUKO, CHAD	MARK KLUKO	\$176,646	0		Not Filed	\$35,328 (est)	\$900
1704	C00416321	COMMITTEE TO ELECT BRAD BLANTON	BLANTON, BRAD	JUSTIN BURGHARD	\$112,352	0		Not Filed	\$22,470 (est)	\$500
1705	C00420505	COMMITTEE TO ELECT MARVELL MITCHELL FOR CONGRESS	MITCHELL, MARVELL R	RICHARD B. CAMPBELL	\$257,039	1	3/12/2007	Not Filed	\$1,751	\$312
1706	C00427229	COMMITTEE TO ELECT SEKHON FOR CONGRESS	SEKHON, ARJINDERPAL SINGH	DAJIT KAUR SEKHON	\$356,831	0	3/12/2007	Not Filed	\$7,498	\$300
1707	C00111237	COMPRESSED AIR FREE AIR FOUNDATION TUNNEL CAISSON SUBWAY WORKERS POLITICAL ACTION FUND		RICHARD E. FITZSIMMONS	\$141,104	0	2/15/2007	15	\$7,954	\$125
1708	C00218172	CONSERVATIVE VICTORY COMMITTEE		LEIF E. NOREN	\$100,252	0		Not Filed	\$16,709 (est)	\$500
1709	C00379834	CONTRA COSTA UNITED DEMOCRATIC CAMPAIGN AKA CCUDC		GREGORY E. SANBORN	\$145,026	1	2/28/2007	28	\$5,647	\$237
1710	C00424978	DONZELLA JAMES FOR US CONGRESS CAMPAIGN 2006	JAMES, DONZELLA	ELMO JAMES	\$117,025	1		Not Filed	\$1,475 (est)	\$342
1711	C00424051	GREEN FOR CHANGE	GREEN, ROGER LEON	CORAMINITA MAHR	\$122,014	1	3/7/2007	Not Filed	\$4,200	\$312
1712	C00414377	HOMER HARTAGE	HARTAGE, HOMER	BLACK-ERICA	\$353,490	0	4/14/2007	Not Filed	\$9,254	\$300

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1713	C00201491	INTERGRAPH CORPORATION POLITICAL ACTION COMMITTEE		KERRY M. FEHRENBACH	\$163,850	1	2/14/2007	14	\$4,939	\$118
1714	C00418152	JACOBS FOR CONGRESS COMMITTEE	JACOBS, THOR MICHAEL	WILLARD STEPHEN HAYNES	\$121,238	0		Not Filed	\$40,413 (est)	\$900
1715	C00414102	JOE SULZER FOR CONGRESS COMMITTEE	SULZER, JOSEPH P	ROBERT HITCHENS	\$858,315	0		Not Filed	\$171,663 (est)	\$5,500
1716	C00411512	KANNO FOR CONGRESS	KANNO, JOHN	LEE NEVES	\$294,209	0		Not Filed	\$36,776 (est)	\$900
1717	C00393702	KING FOR CONGRESS	KING, GARY KENNETH	BRUCE MALOTT	\$118,789	0	2/7/2007	7	\$14,561	\$135
1720	C00424077	MIKE MCGRAW FOR CONGRESS	MCGRAW, MICHAEL EDWARD	A. ROBERT MUZIO	\$131,898	0		Not Filed	\$32,975 (est)	\$900
1721	C00369884	MZM INC. PAC		JEANNE O'NEIL	\$178,705	0		Not Filed	\$35,741 (est)	\$900
1722	C00399287	NEXT POLITICAL ACTION COMMITTEE		PATRICK LINEHAN	\$103,302	0	3/2/2007	30	\$3,600	\$175
1723	C00416727	O'KEEFE FOR CONGRESS	O'KEEFE, KEVIN SCOTT	WILLIAM R. KORB	\$441,777	0		Not Filed	\$88,355 (est)	\$3,500
1724	C00300939	OHIO ASSOCIATION OF MORTGAGE BROKERS PAC (OAMB PAC)		JIM STEINBERG	\$115,420	1		Not Filed	\$16,489 (est)	\$625
1725	C00422329	OSTROW FOR CONGRESS	OSTROW, PAUL TIMOTHY	SUSAN H. HANNA	\$459,687	0	3/5/2007	Not Filed	\$38,560	\$900
1726	C00412742	PAUL R. NELSON FOR CONGRESS COMMITTEE	NELSON, PAUL R	JEFF ANDERSON	\$492,369	0		Not Filed	\$61,645 (est)	\$2,760
1727	C00416511	PENNSYLVANIA PAC FOR PROGRESS		JONATHAN ROBERT KING	\$165,851	0	2/8/2007	8	\$15,130	\$140
1728	C00266536	PHILLIPS INTERNATIONAL INC POLITICAL ACTION COMMITTEE		WILLIAM ESTEY	\$231,592	0		Not Filed	\$46,300 (est)	\$900
1729	C00416503	RIGGER FOR CONGRESS	RIGGER, DARREN J	JENNIFER I. BUTLER	\$254,644	0		Not Filed	\$50,928 (est)	\$2,700
1730	C00409359	SAN MATEO COUNTY DEMOCRATIC CENTRAL COMMITTEE		JUDITH A. CHRISTENSEN	\$160,523	0		Not Filed	\$14,465 (est)	\$500
1731	C00395822	SCHWARZ FOR CONGRESS	SCHWARZ, JOHN	ROBERT HANS SCHULER	\$3,296,783	0		Not Filed	\$329,677 (est)	\$8,000
1732	C00393488	STOP HICARY PAC		JOHN LEBOURDIER	\$108,809	0		Not Filed	\$27,202 (est)	\$900

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1733	C00278788	SUFF CO DETECTIVES ASSN INC POLITICAL ACTION COMMITTEE		RAYMOND L GRIFFIN, JR.	\$154,093	0	4/29/2007	Not Filed	\$4,057	\$250
1734	C00399113	TAN NGUYEN FOR CONGRESS	NGUYEN, TAN D	TAN NGUYEN	\$1,095,210	0		Not Filed	\$121,690 (est)	\$4,500
1735	C00415760	TERRY STULCE FOR CONGRESS	STULCE, TERRY F	BLAIR CANNON	\$116,369	0		Not Filed	\$23,274 (est)	\$500

1737	C00393868	ZINGA FOR CONGRESS	ZINGA, ANDREA	CHARLES MCCLURG	\$833,535	0		Not Filed	\$83,353 (est)	\$3,500
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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation - 2006)
Year End Report for the Administrative)
Fine Program:)
KING FOR CONGRESS, and BRUCE) AF# 1717
MALOTT as treasurer;)
COMMITTEE TO ELECT SEKHON FOR) AF# 1706
CONGRESS, and DALJIT KAUR)
SEKHON as treasurer;)
KANNON FOR CONGRESS, and Neves,) AF# 1716
Lee as treasurer;)
TAN NGUYEN FOR CONGRESS, and) AF# 1734
Tello, Emilee as treasurer;)
HOMER HARTAGE, and Black, Erica C.) AF# 1712
as treasurer;)
ANDY MICHAUD FOR CONGRESS, and) AF# 1698
ANDY MICHAUD as treasurer;)
MIKE MCGRAW FOR CONGRESS, and) AF# 1720
A ROBERT MUZIO as treasurer;)
DONZELLA JAMES FOR US) AF# 1710
CONGRESS CAMPAIGN 2006, and)
ELMO JAMES as treasurer;)

ZINGA FOR CONGRESS, and McClurg,) AF# 1737
Charles as treasurer;)
BEATTY FOR CONGRESS) AF# 1701
COMMITTEE, and JUDITH)
GRANDINETTI as treasurer;)
O'KEEFFE FOR CONGRESS, and) AF# 1723
WILLIAM R KORB as treasurer;)
SCHWARZ FOR CONGRESS, and) AF# 1731
ROBERT HANS SCHULER as treasurer;)

OSTROW FOR CONGRESS, and SUSAN) AF# 1725
H HANNA as treasurer;)

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BYRNE FOR CONGRESS COMMITTEE;)	AF# 1702
THE, and JILL K HUEY as treasurer;)	
GREEN FOR CHANGE, and)	AF# 1711
CORAMINITA MAHR as treasurer;)	
RIGGER FOR CONGRESS, and	)	AF# 1729
JENNIFER I BUTLER as treasurer;)	
JACOBS FOR CONGRESS, and	)	AF# 1714
WILLARD STEPHEN HAYNES as)	
treasurer;)	
JOE SULZER FOR CONGRESS	)	AF# 1715
COMMITTEE, and ROBERT HITCHENS)	
as treasurer;)	
CHAD KLUKO FOR CONGRESS	)	AF# 1703
COMMITTEE, and MARK KLUKO as)	
treasurer;)	
TERRY STULCE FOR CONGRESS, and	)	AF# 1735
Cannon, Blair Ms as treasurer;)	
COMMITTEE TO ELECT MARVELL	)	AF# 1705
MITCHELL FOR CONGRESS, and)	
RICHARD B CAMPBELL as treasurer;)	
COMMITTEE TO ELECT BRAD	)	AF# 1704
BLANTON, and Burchard, Justin as)	
treasurer;)	
PAUL R. NELSON FOR CONGRESS	)	AF# 1726
COMMITTEE, and Anderson, Jeff as)	
treasurer;)	
CONTRA COSTA UNITED	)	AF# 1709
DEMOCRATIC CAMPAIGN AKA)	
CCUDC, and GREGORY E SANBORN as)	
treasurer;)	
NEXT POLITICAL ACTION	)	AF# 1722
COMMITTEE, and Linehan, Patrick as)	
treasurer;)	
PENNSYLVANIA PAC FOR PROGRESS,	)	AF# 1727
and JONATHAN ROBERT KING as)	
treasurer;)	
AMERICAN FINANCIAL SERVICES	)	AF# 1697
ASSOCIATION PAC, and Himpler, Bill)	
Mr. as treasurer;)	
BARRACK, RODOS, and DANIEL E)	AF# 1700
BACINE as treasurer;)	

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COMPRESSED AIR FREE AIR)	AF# 1707
FOUNDATION TUNNEL CAISSON)	
SUBWAY WORKERS POLITICAL)	
ACTION FUND, and RICHARD E)	
FITZSIMMONS as treasurer;)	
INTERGRAPH CORPORATION	)	AF# 1713
POLITICAL ACTION COMMITTEE, and)	
KERRY M FEHRENBACH as treasurer;)	
STOP HILARY PAC, and JOHN	)	AF# 1732
LEBOUTELLIER as treasurer;)	
ARCH LEADERSHIP PAC, and JOHN	)	AF# 1699
ROSS TRUMAN as treasurer;)	
SUFF CO DETECTIVES ASSN INC	)	AF# 1733
POLITICAL ACTION COMMITTEE, and)	
RAYMOND L GRIFFIN JR as treasurer;)	
CONSERVATIVE VICTORY	)	AF# 1708
COMMITTEE, and LEIF E NOREN as)	
treasurer;)	
MZM INC. PAC, and O'Neil, Jeanne Ms. as	)	AF# 1721
treasurer;)	
OHIO ASSOCIATION OF MORTGAGE	)	AF# 1724
BROKERS PAC (OAMB PAC), and JIM)	
STEINBERG as treasurer;)	
PHILLIPS INTERNATIONAL INC	)	AF# 1728
POLITICAL ACTION COMMITTEE, and)	
Estey, William Mr. as treasurer;)	
SAN MATEO COUNTY DEMOCRATIC)	AF# 1730
CENTRAL COMMITTEE, and JUDITH A)	
CHRISTENSEN as treasurer;)	

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on May 15, 2007 the Commission took the following actions on the Reason To Believe Recommendation - 2006 Year End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated May 09, 2007, on the following committees:

AF#1717 Decided by a vote of 4-0 to: (1) find reason to believe that KING FOR CONGRESS, and BRUCE MALOTT 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#1706 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT SEKHON FOR CONGRESS, and DALJIT KAUR SEKHON 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#1716 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#1734 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#1712 Decided by a vote of 4-0 to: (1) find reason to believe that HOMER HARTAGE, and Black, Erica C. 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

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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#1698 Decided by a vote of 4-0 to: (1) find reason to believe that ANDY MICHAUD FOR CONGRESS, and ANDY MICHAUD 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#1720 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#1710 Decided by a vote of 4-0 to: (1) find reason to believe that DONZELLA JAMES FOR US CONGRESS CAMPAIGN 2006, and ELMO JAMES 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#1737 Decided by a vote of 4-0 to: (1) find reason to believe that ZINGA FOR CONGRESS, and McClurg, Charles 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#1701 Decided by a vote of 4-0 to: (1) find reason to believe that BEATTY FOR CONGRESS COMMITTEE, and JUDITH GRANDINETTI 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#1723 Decided by a vote of 4-0 to: (1) find reason to believe that O'KEEFFE FOR CONGRESS, and WILLIAM R KORB 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#1731 Decided by a vote of 4-0 to: (1) find reason to believe that SCHWARZ FOR CONGRESS, and ROBERT HANS SCHULER 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#1725 Decided by a vote of 4-0 to: (1) find reason to believe that OSTROW FOR CONGRESS, and SUSAN H HANNA 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#1702 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#1711 Decided by a vote of 4-0 to: (1) find reason to believe that GREEN FOR CHANGE, and CORAMINITA MAHR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1729 Decided by a vote of 4-0 to: (1) find reason to believe that RIGGER FOR CONGRESS, and JENNIFER I BUTLER as treasurer violated 2 U.S.C. 434(a) and make

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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#1714 Decided by a vote of 4-0 to: (1) find reason to believe that JACOBS FOR CONGRESS, and WILLARD STEPHEN HAYNES 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#1715 Decided by a vote of 4-0 to: (1) find reason to believe that JOE SULZER FOR CONGRESS COMMITTEE, and ROBERT HITCHENS 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#1703 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#1735 Decided by a vote of 4-0 to: (1) find reason to believe that TERRY STULCE FOR CONGRESS, and Cannon, Blair 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#1705 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT MARVELL MITCHELL FOR CONGRESS, and RICHARD B CAMPBELL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Lenhard, Mason, von Spakovsky, and Walther voted affirmatively for the decision. Commissioner Weintraub did not vote.

AF#1704 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,

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

AF#1726 Decided by a vote of 4-0 to: (1) find reason to believe that PAUL R. NELSON FOR CONGRESS COMMITTEE, and Anderson, Jeff 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#1709 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.

AF#1722 Decided by a vote of 4-0 to: (1) find reason to believe that NEXT POLITICAL ACTION COMMITTEE, and Linehan, Patrick 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#1727 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#1697 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICAN FINANCIAL SERVICES ASSOCIATION PAC, and Himpler, Bill 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#1700 Decided by a vote of 4-0 to: (1) find reason to believe that BARRACK, RODOS, and DANIEL E BACINE 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#1707 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#1713 Decided by a vote of 4-0 to: (1) find reason to believe that INTERGRAPH CORPORATION POLITICAL ACTION COMMITTEE, and KERRY M FEHRENBACH 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#1732 Decided by a vote of 4-0 to: (1) find reason to believe that STOP HILARY PAC, and JOHN LEBOUTELLIER 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#1699 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#1733 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#1708 Decided by a vote of 4-0 to: (1) find reason to believe that CONSERVATIVE VICTORY COMMITTEE, and LEIF E NOREN 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#1721 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

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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#1724 Decided by a vote of 4-0 to: (1) find reason to believe that OHIO ASSOCIATION OF MORTGAGE BROKERS PAC (OAMB PAC), and JIM STEINBERG 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#1728 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#1730 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:

May 16, 2007
Date

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

28092614535



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 17, 2007

Daniel E. Bacine
Barrack, Rodos
7102 McCallum Street
Philadelphia, PA 19119

C00258590
AF#: 1700

Dear Daniel E. Bacine:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31st, shall be filed no later than January 31st. 2 U.S.C. 434(a). You were previously notified of the due date for this report. Records at the Federal Election Commission ("FEC") indicate that this report was filed on 2/13/2007, 13 days late.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On 5/15/2007, the FEC found that there is reason to believe ("RTB") that Barrack, Rodos and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before January 31st. 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 \$460. It is due by 6/24/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$30,850
Number of Days Late: 13
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 6/24/2007. 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 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

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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 Barrack, Rodos 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

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ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. 111.43, the amount of your civil money penalty calculated at RTB is \$460 for the 2006 Year-End 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 6/24/2007. 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: Barrack, Rodos

FEC ID#: C00258590

AF#: 1700

PAYMENT DUE DATE: 6/24/2007

PAYMENT AMOUNT DUE: \$460

28092614638

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

7102 McCALLUM STREET
PHILADELPHIA, PA 19119

2007 MAY 25 A 8:22

May 23, 2007

Via UPS Next Day Air

Office of Administrative Review
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: FEC Identification No. C00258590 - AF #1700

Gentlemen:

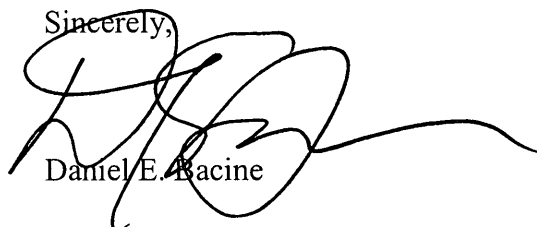
I am in receipt of a letter dated May 17, 2007, from Chairman Robert D. Lenhard informing me that the Federal Election Commission (the "FEC") had determined that there was reason to believe that the report of Barrack, Rodos & Bacine Political Action Committee (the "PAC") for Year-End 2006, due January 31, 2007 ("January 31 Year-End Report"), was filed 13 days late. (A copy of Chairman Lenhard's letter is enclosed for your reference.) The purpose for this letter is to challenge the FEC's finding pursuant to 11 C.F.R. § 111.35.

On January 31, 2007, I sent to the FEC, via certified mail, return receipt requested, the January 31 Year-End Report for the period ending December 31, 2006. By letter dated February 9, 2007, from John D. Gibson, Assistant Staff Director, Reports Analysis Division, I was informed that the PAC was required to file that report electronically. Upon inquiry, I was informed that electronic filing is required once contributions to the PAC exceed \$50,000 in a calendar year. I was not previously aware of this requirement, and the threshold was reached only in the last month of 2006. I took immediate steps to obtain a required password and to file the report electronically. I respectfully refer you to my enclosed declaration and the declaration of my assistant, Marianna Bonatara, verifying the details relevant to this matter and attaching the relevant documentation.

Because the PAC timely submitted the January 31 Year-End Report for filing, I respectfully request that the finding and penalty be vacated.

Thank you for your consideration.

Sincerely,



Daniel E. Bacine

DEB/mmb
Enclosures

28092614639



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 17, 2007

Daniel E. Bacine
Barrack, Rodos
7102 McCallum Street
Philadelphia, PA 19119

C00258590
AF#: 1700

Dear Daniel E. Bacine:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31st, shall be filed no later than January 31st. 2 U.S.C. 434(a). You were previously notified of the due date for this report. Records at the Federal Election Commission ("FEC") indicate that this report was filed on 2/13/2007, 13 days late.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On 5/15/2007, the FEC found that there is reason to believe ("RTB") that Barrack, Rodos and you, as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before January 31st. 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 \$460. It is due by 6/24/2007 and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$30,850
Number of Days Late: 13
Number of Previous Civil Money Penalties Assessed: 0

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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 6/24/2007. 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 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

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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 Barrack, Rodos 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

2009251464

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE
FEC Identification No. C00258590
AF # 1700

DECLARATION OF DANIEL E. BACINE

I, Daniel E. Bacine, pursuant to 28 U.S.C. §1746, hereby declare as follows:

1. I am the treasurer of the Barrack, Rodos & Bacine Political Action Committee (the "PAC") and am authorized to submit this declaration on its behalf.
2. I submit this declaration in support of the PAC's challenge to the FEC's finding that there is reason to believe that the PAC violated 2 U.S.C. §434(a) by failing to file timely the Year-End Report of Receipts and Disbursements for calendar year 2006 ("January 31 Year-End Report"), which was due to be filed by January 31, 2007.
3. On January 31, 2007, which was the due date, I mailed the January 31 Year-End Report to the Federal Election Commission, via certified mail return receipt requested. Attached as Exhibit A is the report. Attached as Exhibit B is my January 31, 2007, transmittal letter, including the return receipt demonstrating that the FEC received the report on February 5, 2007.
4. On February 9, 2007, John D. Gibson, assistant staff director, Reports Analysis Division, wrote me a letter that informed me that the report I filed should have been filed electronically rather than on paper. Upon receipt of Mr. Gibson's letter a few days after it is dated, I asked my assistant, Marianna Bonatara, to call Kim Doughty in the Reports Analysis Division, who was identified in Mr. Gibson's letter as a contact for questions. Following her conversation with Ms. Doughty, Ms. Bonatara told me that, because the PAC had received contributions totaling for the calendar year more than \$50,000, a threshold the PAC reached only in the last month of 2006, the PAC was required to file electronically. Until then, I had believed that the PAC had a choice whether to continue paper filing or to electronically file.

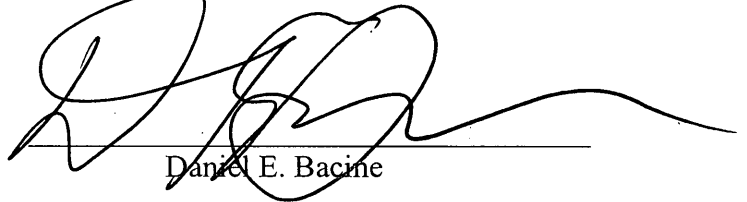
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5. Ms. Bonatara also informed me, based on her conversation with Ms. Doughty, that, to file reports electronically, I was required to obtain a password. I immediately took steps to obtain the password and filed the January 31 Year-End Report on February 13, 2007. Attached as Exhibit C is the electronically-filed January 31 Year-End Report. (Also attached, as Exhibit D, is the electronically-filed amended report filed on February 16, 2007, which corrected the amounts on the summary pages of receipts and disbursements due to an input error on my part.)

I declare under penalty of perjury that the foregoing is true and correct.

Executed May 23, 2007


Daniel E. Bacine

28092614644

FEC FORM 3X

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

Office Use Only

1. NAME OF
COMMITTEE (in full)

TYPE OR PRINT ▼

Example: If typing, type
over the lines.

12FE4M5

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

ADDRESS (number and street)

7102 McCallum Street

☐ Check if different
than previously
reported. (ACC)

Philadelphia

PA

19119

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C 00258590

3. IS THIS
REPORT

☒

NEW
(N)

OR

☐

AMENDED
(A)

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)
- ☐ July 31 Mid-Year
Report (Non-election
Year Only) (MY)
- ☐ Termination Report
(TER)

(b) Monthly
Report
Due On:

☐

Feb 20 (M2)

☐

May 20 (M5)

☐

Aug 20 (M8)

☐

Nov 20 (M11)
(Non-Election
Year Only)

☐

Mar 20 (M3)

☐

Jun 20 (M6)

☐

Sep 20 (M9)

☐

Dec 20 (M12)
(Non-Election
Year Only)

☐

Apr 20 (M4)

☐

Jul 20 (M7)

☐

Oct 20 (M10)

☐

Jan 31 (YE)

(c) 12-Day

☐

Primary (12P)

☐

General (12G)

☐

Runoff (12R)

PRE-Election

Report for the:

☐

Convention (12C)

☐

Special (12S)

Election on

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

in the
State of

M M / D D / Y Y Y Y Y Y

(d) 30-Day

POST-Election

Report for the:

☐

General (30G)

☐

Runoff (30R)

☐

Special (30S)

Election on

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

in the
State of

M M / D D / Y Y Y Y Y Y

5. Covering Period

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

through

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

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

Daniel E. Bacine

Signature of Treasurer

Date

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

M M / D D / Y Y Y Y Y Y

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 3X
Rev. 12/2004

SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

FEC Form 3X (Rev. 02/2003)

Page 2

Write or Type Committee Name

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

Report Covering the Period: From:

MM / DD / YYYY
11 / 28 / 2006

To:

MM / DD / YYYY
12 / 31 / 2006

COLUMN A This Period

COLUMN B Calendar Year-to-Date

6. (a) Cash on Hand
January 1,

YYYY
2006

6,356.49

(b) Cash on Hand at
Beginning of Reporting Period.....

6,606.49

(c) Total Receipts (from Line 19)

30,850.00

70,100.00

(d) Subtotal (add Lines 6(b) and
6(c) for Column A and Lines
6(a) and 6(c) for Column B)

37,456.49

76,456.49

Total Disbursements (from Line 31)

0

39,000.00

8. Cash on Hand at Close of
Reporting Period
(subtract Line 7 from Line 6(d))

37,456.49

37,456.49

9. Debts and Obligations Owed TO
the Committee (Itemize all on
Schedule C and/or Schedule D)

10. Debts and Obligations Owed BY
the Committee (Itemize all on
Schedule C and/or Schedule D)

☒ This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

28092614646

DETAILED SUMMARY PAGE of Receipts

FEC Form 3X (Rev. 02/2003)

Page 3

Write or Type Committee Name

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

Report Covering the Period: From:

M	M	/	D	D	/	Y	Y	Y	Y
1	1	/	2	8	/	2	0	0	6

 To:

M	M	/	D	D	/	Y	Y	Y	Y
1	2	/	3	1	/	2	0	0	6

I. Receipts

**COLUMN A
Total This Period**

**COLUMN B
Calendar Year-to-Date**

11. Contributions (other than loans) From:

(a) Individuals/Persons Other
Than Political Committees

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

(ii) Unitemized.....

(iii) TOTAL (add
Lines 11(a)(i) and (ii)).....▶

3 0 , 8 5 0 . 0 0

7 0 , 1 0 0 . 0 0

(b) Political Party Committees.....

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

(d) Total Contributions (add Lines
11(a)(iii), (b), and (c)) (Carry
Totals to Line 33, page 5).....▶

3 0 , 8 5 0 . 0 0

7 0 , 1 0 0 . 0 0

**12. Transfers From Affiliated/Other
Party Committees.....**

13. All Loans Received.....

14. Loan Repayments Received.....

15. Offsets To Operating Expenditures
(Refunds, Rebates, etc.)
(Carry Totals to Line 37, page 5).....

16. Refunds of Contributions Made
to Federal Candidates and Other
Political Committees.....

17. Other Federal Receipts
(Dividends, Interest, etc.).....

18. Transfers from Non-Federal and Levin Funds
(a) Non-Federal Account
(from Schedule H3).....

(b) Levin Funds (from Schedule H5).....

(c) Total Transfers (add 18(a) and 18(b))..

19. Total Receipts (add Lines 11(d),
12, 13, 14, 15, 16, 17, and 18(c)).....▶

3 0 , 8 5 0 . 0 0

7 0 , 1 0 0 . 0 0

20. Total Federal Receipts
(subtract Line 18(c) from Line 19).....▶

3 0 , 8 5 0 . 0 0

7 0 , 1 0 0 . 0 0

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 4

II. Disbursements

COLUMN A
Total This Period

COLUMN B
Calendar Year-to-Date

21. Operating Expenditures:
 - (a) Allocated Federal/Non-Federal Activity (from Schedule H4)
 - (i) Federal Share
 - (ii) Non-Federal Share
 - (b) Other Federal Operating Expenditures
 - (c) Total Operating Expenditures (add 21(a)(i), (a)(ii), and (b))
22. Transfers to Affiliated/Other Party Committees
23. Contributions to Federal Candidates/Committees and Other Political Committees
24. Independent Expenditures (use Schedule E)
25. Coordinated Party Expenditures (2 U.S.C. §441a(d)) (use Schedule F)
26. Loan Repayments Made
27. Loans Made
28. 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 28(a), (b), and (c))
29. Other Disbursements
30. Federal Election Activity (2 U.S.C. §431(20))
 - (a) Allocated Federal Election Activity (from Schedule H6)
 - (i) Federal Share
 - (ii) "Levin" Share
 - (b) Federal Election Activity Paid Entirely With Federal Funds
 - (c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c)) ..
32. Total Federal Disbursements (subtract Line 21(a)(ii) and Line 30(a)(ii) from Line 31)

0.00

23,500.00

0.00

15,500.00

0.00

15,500.00

0.00

39,000.00

0.00

39,000.00

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

PAGE 6 OF 8

☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

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NAME OF COMMITTEE (In Full)

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

Full Name (Last, First, Middle Initial)

A. Jeffrey B. Gittleman

Mailing Address

19 Almond Court

City

Lafayette Hill

State

PA

Zip Code

19444

FEC ID number of contributing
federal political committee.

C

Name of Employer

Barrack, Rodos & Bacine

Occupation

Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

3,750.00

Date of Receipt

12 / 26 / 2006

Amount of Each Receipt this Period

3,750.00

Full Name (Last, First, Middle Initial)

B. Leslie B. Molder

Mailing Address

606 Greythorne Road

City

Wynnewood

State

PA

Zip Code

19096

FEC ID number of contributing
federal political committee.

C

Name of Employer

Barrack, Rodos & Bacine

Occupation

Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5,000.00

Date of Receipt

12 / 26 / 2006

Amount of Each Receipt this Period

5,000.00

Full Name (Last, First, Middle Initial)

C. Michael Molder

Mailing Address

606 Greythorne Road

City

Wynnewood

State

PA

Zip Code

19096

FEC ID number of contributing
federal political committee.

C

Name of Employer

Margolis & Co.

Occupation

Accountant

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5,000.00

Date of Receipt

12 / 26 / 2006

Amount of Each Receipt this Period

5,000.00

SUBTOTAL of Receipts This Page (optional).....▶

13,750.00

TOTAL This Period (last page this line number only).....▶

13,750.00

SCHEDULE A (FEC Form 3X)

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one)

PAGE 7 OF 8

☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

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NAME OF COMMITTEE (In Full)

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

Full Name (Last, First, Middle Initial)

A. **Jeffrey A. Barrack**

Mailing Address

2110 Basswood Drive

City

Lafayette Hill

State

PA

Zip Code

19444

FEC ID number of contributing
federal political committee.

C

Name of Employer

Barrack, Rodos & Bacine

Occupation

Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5 000 00

Date of Receipt:

1 2 / 2 7 / 2 0 0 6

Amount of Each Receipt this Period

5 000 00

Full Name (Last, First, Middle Initial)

B. **Robert A. Hoffman**

Mailing Address

125 Farmington Road

City

Cherry Hill

State

NJ

Zip Code

08034

FEC ID number of contributing
federal political committee.

C

Name of Employer

Barrack, Rodos & Bacine

Occupation

Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5 000 00

Date of Receipt:

1 2 / 2 9 / 2 0 0 6

Amount of Each Receipt this Period

2 500 00

Full Name (Last, First, Middle Initial)

C. **Mark R. Rosen**

Mailing Address

9 Doris Drive

City

Cherry Hill

State

NJ

Zip Code

FEC ID number of contributing
federal political committee.

C

Name of Employer

Barrack, Rodos & Bacine

Occupation

Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5 000 00

Date of Receipt:

1 2 / 2 9 / 2 0 0 6

Amount of Each Receipt this Period

1 250 00

SUBTOTAL of Receipts This Page (optional).....▶

TOTAL This Period (last page this line number only).....▶

8 750 00

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER:		PAGE 8 OF 8	
	(check only one)			
<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 12	<input type="checkbox"/> 17
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16	

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NAME OF COMMITTEE (In Full)
BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

Full Name (Last, First, Middle Initial) A. M. Richard Komins		Date of Receipt MM / DD / YYYY 12 / 29 / 2006
Mailing Address 36 Morris Road		Amount of Each Receipt this Period 2,500.00
City Ambler	State Zip Code PA 19002	
FEC ID number of contributing federal political committee. C		Amount of Each Receipt this Period 5,000.00
Name of Employer Barrack, Rodos & Bacine		
Occupation Attorney		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼		Aggregate Year-to-Date ▼ 5,000.00

Full Name (Last, First, Middle Initial) 3. Lisa M. Lamb		Date of Receipt MM / DD / YYYY 12 / 29 / 2006
Mailing Address 834 Chestnut Street, Apt. PH 113		Amount of Each Receipt this Period 850.00
City Philadelphia	State Zip Code PA 19107	
FEC ID number of contributing federal political committee. C		Amount of Each Receipt this Period 850.00
Name of Employer Barrack, Rodos & Bacine		
Occupation Attorney		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼		Aggregate Year-to-Date ▼ 850.00

Full Name (Last, First, Middle Initial) Frances Vilella-Velez		Date of Receipt MM / DD / YYYY 12 / 29 / 2006
Mailing Address 9 College Avenue		Amount of Each Receipt this Period 5,000.00
City Swarthmore	State Zip Code PA 19081	
FEC ID number of contributing federal political committee. C		Amount of Each Receipt this Period 5,000.00
Name of Employer Barrack, Rodos & Bacine		
Occupation Attorney		
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼		Aggregate Year-to-Date ▼ 5,000.00

JBTOTAL of Receipts This Page (optional).....▶	8,350.00
TOTAL This Period (last page this line number only).....▶	30,850.00

28092614652

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

7102 McCALLUM STREET
PHILADELPHIA, PA 19119

January 31, 2007

Via Certified Mail
Return Receipt Requested

Federal Election Commission
992 E. Street, N.W.
Washington, D.C. 20463

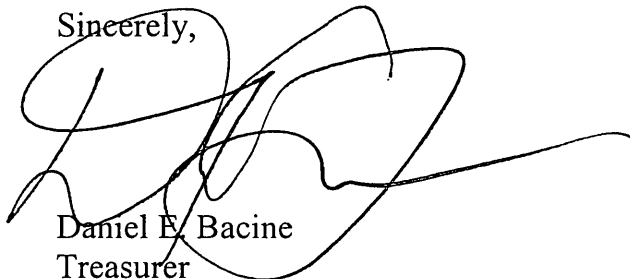
Re: FEC Identification No. C00258590

Gentlemen:

Enclosed are the following two reports of the Barrack, Rodos & Bacine Political Action Committee, as above-captioned:

1. Amended Post-General Election Report for the period ending November 27, 2006; and
2. January 31 Year-End Report for the period ending December 31, 2006.

Sincerely,



Daniel E. Bacine
Treasurer

DEB/mmb
Enclosure

28092614653

7002 0860 0004 8942 2943

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Federal Election Commission
 Street, Apt. No.,
 or PO Box No.
 City, State, ZIP+ 4

PS Form 3800, April 2002

See Reverse for Instructions

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:

Federal Election Commission
992 E Street, N.W.
Washington, DC 20463

2. Article Number
 (Transfer from service label)

7002 0860 0004 8942 2943

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
X ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ D.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

28092614654



**FEC
FORM 3X**

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

Office Use Only

1. NAME OF
COMMITTEE (in full)

USE FEC MAILING LABEL
OR TYPE OR PRINT

Example: If typing, type
over the lines

BRB Political Action Committee

ADDRESS (number and street)

7102 McCallum Street

Check if different
than previously
reported. (ACC)

Philadelphia

PA

19119

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

C00258590

3. IS THIS
REPORT

☒

NEW
(N)

OR

☐

AMENDED
(A)

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
Quarterly Report (YE)
- ☐ July 31 Mid-Year
Report (Non-election
Year Only) (MY)
- ☐ Termination Report
(TER)

(b) Monthly
Report
Due On:

☐ Feb 20 (M2)

☐ May 20 (M5)

☐ Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

☐ Mar 20 (M3)

☐ Jun 20 (M6)

☐ Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

☐ Apr 20 (M4)

☐ Jul 20 (M7)

☐ Oct 20 (M10)

Jan 31 (YE)

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

☐ Primary (12P)

☐ General (12G)

Runoff (12R)

☐ Convention (12C)

☐ Special (12G)

Election on

in the
State of

(d) 30-Day
Post-Election
Report for the:

☐ General (30G)

☐ Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

11

28

2006

through

12

31

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

Daniel E. Bacine, Esq.

Signature of Treasurer

Electronically Filed by Daniel E. Bacine, Esq.

Date

02

13

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 3X
(Rev. 02/2003)

28092614656

SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

FEC Form 3X (Rev. 02/2003)

Page 2

Write or Type Committee Name
BRB Political Action Committee

Report Covering the Period: From:

M	M	D	D	Y	Y	Y	Y
1	1	2	8	2	0	0	6

 To:

M	M	D	D	Y	Y	Y	Y
1	2	3	1	2	0	0	6

	COLUMN A This Period	COLUMN B Calendar Year-to-Date								
6. (a) Cash on Hand January 1 <table><tr><td>Y</td><td>Y</td><td>Y</td><td>Y</td></tr><tr><td>2</td><td>0</td><td>0</td><td>6</td></tr></table>	Y	Y	Y	Y	2	0	0	6		6356.49
Y	Y	Y	Y							
2	0	0	6							
(b) Cash on Hand at Beginning of Reporting Period	6356.49									
(c) Total Receipts (from Line 19)	30850.00	30850.00								
(d) Subtotal (add lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	37206.49	37206.49								
7. Total Disbursements (from Line 31)	0.00	0.00								
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	37206.49	37206.49								
9. Debts and Obligations owed TO the committee (Itemize all on Schedule C and/or Schedule D)	0.00									
10. Debts and Obligations owed BY the committee (Itemize all on Schedule C and/or Schedule D)	0.00									

☒ This Committee has qualified as a multicandidate committee. (see FEC FORM 1M)

For further information contact:

Federal Election Commission
999 E street, NW
Washington, DC 20463

Toll Free 800-424-9530.
Local 202-694-1100

28092614657

DETAILED SUMMARY PAGE OF RECEIPTS

FEC Form 3X (Rev. 02/2003)

Page 3

Write or Type Committee Name
BRB Political Action Committee

Report Covering the Period:

From:

M M D D Y Y W Y
1 1 2 8 2 0 0 6

To:

M M D D Y Y W Y
1 2 3 1 2 0 0 6

I. Receipts

COLUMN A Total This Period

COLUMN B Calendar Year-to-Date

11. Contributions (other than loans) From:

(a) Individuals/Persons Other Than Political Committees

(i) Itemized (use Schedule A)

30850.00

30850.00

(ii) Unitemized

0.00

0.00

(iii) TOTAL (add

Lines 11(a)(i) and (ii)

30850.00

30850.00

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees (such as PACs)

0.00

0.00

(d) Total Contributions (add Lines

11(a)(iii),(b) and (c)) (Carry Totals to Line 33, page 5)

30850.00

30850.00

12. Transfers From Affiliated/Other Party Committees

0.00

0.00

13. All Loans Received

0.00

0.00

14. Loan Repayments Received

0.00

0.00

15. Offsets To Operating Expenditures

(Refunds, Rebates, etc.)

(Carry Totals to Line 37, page 5)

0.00

0.00

16. Refunds of Contributions Made to Federal candidates and Other Political Committees

0.00

0.00

17. Other Federal Receipts (Dividends, Interest, etc.)

0.00

0.00

18. Transfers from Non-Federal and Levin Funds

(a) Non-Federal Account (from Schedule H3)

0.00

0.00

(b) Levin Funds (from Schedule H5)

0.00

0.00

(c) Total Transfer (add 18(a) and 18(b)).

0.00

0.00

19. Total Receipts (add Lines 11(d), 12, 13, 14, 15, 16, 17, and 18(c))

30850.00

30850.00

20. Total Federal Receipts (subtract Line 18(c) from Line 19)

30850.00

30850.00

28092614658

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 4

II. DISBURSEMENTS

COLUMN A **Total This Period**

COLUMN B **Calendar Year-to-Date**

21. Operating Expenditures:
- (a) Shared Federal/Non-Federal Activity (from Schedule H4)
- (i) Federal Share.....
- (ii) Non-Federal Share.....
- (b) Other Federal Operating Expenditures.....
- (c) Total Operating Expenditures (add 21(a)(i), (a)(ii) and (b))..... ➤
22. Transfers to Affiliated/Other Party Committees.....
23. Contributions to Federal Candidates/Committees and Other Political Committees.....
24. Independent Expenditure (use Schedule E).....
25. Coordinated Expenditures Made by Party Committees (2 U.S.C. 441a(d)) (use Schedule F).....
26. Loan Repayments Made.....
27. Loans Made.....
28. 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 28(a), (b), and (c))..... ➤
29. Other Disbursements.....
30. Federal Election Activity (2 U.S.C 431(20))
- (a) Shared Federal Election Activity (from Schedule H6)
- (i) Federal Share.....
- (ii) "Levin" Share.....
- (b) Federal Election Activity Paid Entirely With Federal Funds.....
- (c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))....
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c))..
32. Total Federal Disbursements (subtract Line 21(a)(ii) from Line 30(a)(ii) from Line 31).....

0.00

0.00

0.00

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28092614659

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures

COLUMN A **Total This Period**

COLUMN B **Calendar Year-to-Date**

33. Total Contributions (other than loans) from Line 11(d), page 3)	30850.00	30850.00
34. Total Contribution Refunds (from Line 28(d))	0.00	0.00
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	30850.00	30850.00
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b)).....	0.00	0.00
37. Offsets to Operating Expenditures (from Line 15, page 3)	0.00	0.00
38. Net Operating Expenditures (subtract Line 37 from Line 36)	0.00	0.00

28092614660

SCHEDULE A (FEC Form 3X) ITEMIZED RECEIPTS

Use separate schedule(s)
or each category of the
Detailed Summary Page

LINE NUMBER: PAGE 6/8
(check only one)

<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 12
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16
<input type="checkbox"/> 17			

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NAME OF COMMITTEE (In Full)
BRB Political Action Committee

A. Jeffrey A. Barrack

Full Name (Last, First, Middle Initial)
Jeffrey A. Barrack

Mailing Address 2110 Basswood Drive

City State Zip Code
Lafayette Hill PA 19444

FEC ID number of contributing federal political committee. **C**

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:
☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼
5000.00

Date of Receipt
M M / D D / Y Y Y Y
12 / 27 / 2006

Transaction ID: SA11A1.4114

Amount of Each Receipt this Period
5000.00

B. Jeffrey B. Gittleman

Full Name (Last, First, Middle Initial)
Jeffrey B. Gittleman

Mailing Address 19 Almond Court

City State Zip Code
Lafayette Hill PA 19444

FEC ID number of contributing federal political committee. **C**

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:
☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼
3750.00

Date of Receipt
M M / D D / Y Y Y Y
12 / 26 / 2006

Transaction ID: SA11A1.4108

Amount of Each Receipt this Period
3750.00

C. Robert A. Hoffman

Full Name (Last, First, Middle Initial)
Robert A. Hoffman

Mailing Address 125 Farmington Road

City State Zip Code
Cherry Hill NJ 08034

FEC ID number of contributing federal political committee. **C**

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:
☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼
2500.00

Date of Receipt
M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4116

Amount of Each Receipt this Period
2500.00

SUBTOTAL of Receipts This Page (optional) **11250.00**

TOTAL This Period (last page this line number only)

28092614661

SCHEDULE A (FEC Form 3X) ITEMIZED RECEIPTS

Use separate schedule(s)
or each category of the
Detailed Summary Page

LINE NUMBER: PAGE 7 / 8
(check only one)
☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

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NAME OF COMMITTEE (In Full)

BRB Political Action Committee

Full Name (Last, First, Middle Initial)

A. M. Richard Komins

Mailing Address 36 Morris Road

City

Ambler

State

PA

Zip Code

19002

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary

☐ General

☐ Other (specify) ▼

Aggregate Year-to-Date ▼

2500.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4120

Amount of Each Receipt this Period

2500.00

Full Name (Last, First, Middle Initial)

B. Lisa M. Lamb

Mailing Address 834 Chestnut Street
Apt. PH 113

City

Philadelphia

State

PA

Zip Code

19107

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary

☐ General

☐ Other (specify) ▼

Aggregate Year-to-Date ▼

850.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4122

Amount of Each Receipt this Period

850.00

Full Name (Last, First, Middle Initial)

C. Leslie B. Molder

Mailing Address 606 Greythorne Road

City

Wynnewood

State

PA

Zip Code

19096

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary

☐ General

☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 26 / 2006

Transaction ID: SA11A1.4110

Amount of Each Receipt this Period

5000.00

SUBTOTAL of Receipts This Page (optional) ▶

8350.00

TOTAL This Period (last page this line number only) ▶

SCHEDULE A (FEC Form 3X) ITEMIZED RECEIPTS

Use separate schedule(s)
or each category of the
Detailed Summary Page

LINE NUMBER:		PAGE 8 / 8	
(check only one)			
<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 12
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16 <input type="checkbox"/> 17

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NAME OF COMMITTEE (In Full)
BRB Political Action Committee

A. Full Name (Last, First, Middle Initial) Michael Molder Mailing Address 606 Greythorne Road City Wynnewood State PA Zip Code 19096 FEC ID number of contributing federal political committee. C Name of Employer Margolis & Co. Occupation Accountant Receipt For: Primary General Other (specify) ▼ Aggregate Year-to-Date ▼ 5000.00			Date of Receipt M M / D D / Y Y Y Y 12 / 26 / 2006 Transaction ID: SA11A1.4112 Amount of Each Receipt this Period 5000.00
B. Full Name (Last, First, Middle Initial) Mark R. Rosen Mailing Address 9 Doris Drive City Cherry Hill State NJ Zip Code 08003 FEC ID number of contributing federal political committee. C Name of Employer Barrack, Rodos & Bacine Occupation Attorney Receipt For: Primary General Other (specify) ▼ Aggregate Year-to-Date ▼ 1250.00			Date of Receipt M M / D D / Y Y Y Y 12 / 29 / 2006 Transaction ID: SA11A1.4118 Amount of Each Receipt this Period 1250.00
C. Full Name (Last, First, Middle Initial) Frances Vilella-Velez Mailing Address 9 College Avenue City Swarthmore State PA Zip Code 19081 FEC ID number of contributing federal political committee. C Name of Employer Barrack, Rodos & Bacine Occupation Attorney Receipt For: Primary General Other (specify) ▼ Aggregate Year-to-Date ▼ 5000.00			Date of Receipt M M / D D / Y Y Y Y 12 / 29 / 2006 Transaction ID: SA11A1.4124 Amount of Each Receipt this Period 5000.00

SUBTOTAL of Receipts This Page (optional) ▶

11250.00

TOTAL This Period (last page this line number only) ▶

30850.00

28092614663

Exhibit D

28092614664

**FEC
FORM 3X**

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

Office Use Only

1. NAME OF
COMMITTEE (in full)

USE FEC MAILING LABEL
OR TYPE OR PRINT

Example: If typing, type
over the lines

Barrack, Rodos & Bacine Political Action Committee

ADDRESS (number and street)

7102 McCallum Street

Check if different
than previously
reported. (ACC)

Philadelphia

PA

19119

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

C00258590

3. IS THIS
REPORT

NEW
(N)

OR

☒ X

AMENDED
(A)

4. TYPE OF REPORT
(Choose One)

(a) Quarterly Reports:

April 15
Quarterly Report (Q1)

July 15
Quarterly Report (Q2)

October 15
Quarterly Report (Q3)

☒ X January 31
Quarterly Report (YE)

July 31 Mid-Year
Report (Non-election
Year Only) (MY)

Termination Report
(TER)

(b) Monthly
Report
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

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

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12G)

Election on

in the
State of

(d) 30-Day
Post -Election
Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

11

28

2006

through

12

31

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 Daniel E. Bacine

Signature of Treasurer Electronically Filed by Daniel E. Bacine

Date

02

16

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 3X
(Rev. 02/2003)

28092614665

**SUMMARY PAGE
OF RECEIPTS AND DISBURSEMENTS**

FEC Form 3X (Rev. 02/2003)

Page 2

Write or Type Committee Name
Barrack, Rodos & Bacine Political Action Committee

Report Covering the Period: From:

M	M
1	1

D	D
2	8

Y	Y	W	Y
2	0	0	6

 To:

M	M
1	2

D	D
3	1

Y	Y	Y	Y
2	0	0	6

	COLUMN A This Period	COLUMN B Calendar Year-to-Date								
6. (a) Cash on Hand January 1 <table style="display: inline-table; vertical-align: middle;"><tr><td>Y</td><td>Y</td><td>Y</td><td>Y</td></tr><tr><td>2</td><td>0</td><td>0</td><td>6</td></tr></table>	Y	Y	Y	Y	2	0	0	6		6356.49
Y	Y	Y	Y							
2	0	0	6							
(b) Cash on Hand at Beginning of Reporting Period	6606.49									
(c) Total Receipts (from Line 19)	30850.00	70100.00								
(d) Subtotal (add lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	37456.49	76456.49								
7. Total Disbursements (from Line 31)	0.00	39000.00								
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	37456.49	37456.49								
9. Debts and Obligations owed TO the committee (Itemize all on Schedule C and/or Schedule D)	0.00									
10. Debts and Obligations owed BY the committee (Itemize all on Schedule C and/or Schedule D)	0.00									

☒ This Committee has qualified as a multicandidate committee. (see FEC FORM 1M)

For further information contact:

Federal Election Commission
999 E street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

28092614666

DETAILED SUMMARY PAGE OF RECEIPTS

FEC Form 3X (Rev. 02/2003)

Page 3

Write or Type Committee Name

Barrack, Rodos & Bacine Political Action Committee

Report Covering the Period:

From:

M M
1 1

D D
2 8

Y Y Y Y
2 0 0 6

To:

M M
1 2

D D
3 1

Y Y Y Y
2 0 0 6

I. Receipts

COLUMN A Total This Period

COLUMN B Calendar Year-to-Date

11. Contributions (other than loans) From:

(a) Individuals/Persons Other

Than Political Committees

(i) Itemized (use Schedule A)

30850.00

67600.00

(ii) Unitemized

0.00

2500.00

(iii) TOTAL (add

Lines 11(a)(i) and (ii)

30850.00

70100.00

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees

(such as PACs)

0.00

0.00

(d) Total Contributions (add Lines

11(a)(iii),(b) and (c)) (Carry

Totals to Line 33, page 5)

30850.00

70100.00

**12. Transfers From Affiliated/Other
Party Committees**

0.00

0.00

13. All Loans Received

0.00

0.00

14. Loan Repayments Received

0.00

0.00

15. Offsets To Operating Expenditures

(Refunds, Rebates, etc.)

(Carry Totals to Line 37, page 5)

0.00

0.00

16. Refunds of Contributions Made

to Federal candidates and Other

Political Committees

0.00

0.00

17. Other Federal Receipts

(Dividends, Interest, etc.)

0.00

0.00

18. Transfers from Non-Federal and Levin Funds

(a) Non-Federal Account

(from Schedule H3)

0.00

0.00

(b) Levin Funds (from Schedule H5)

0.00

0.00

(c) Total Transfer (add 18(a) and 18(b)).

0.00

0.00

19. Total Receipts (add Lines 11(d),

12, 13, 14, 15, 16, 17, and 18(c))

30850.00

70100.00

20. Total Federal Receipts

(subtract Line 18(c) from Line 19)

30850.00

70100.00

28092614667

of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 4

II. DISBURSEMENTS

COLUMN A
Total This Period

COLUMN B
Calendar Year-to-Date

21. Operating Expenditures:
- (a) Shared Federal/Non-Federal Activity (from Schedule H4)
- (i) Federal Share.....
- (ii) Non-Federal Share.....
- (b) Other Federal Operating Expenditures.....
- (c) Total Operating Expenditures (add 21(a)(i), (a)(ii) and (b))..... ➤
22. Transfers to Affiliated/Other Party Committees.....
23. Contributions to Federal Candidates/Committees and Other Political Committees.....
24. Independent Expenditure (use Schedule E)
25. Coordinated Expenditures Made by Party Committees (2 U.S.C. 441a(d)) (use Schedule F).....
26. Loan Repayments Made.....
27. Loans Made.....
28. 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 28(a), (b), and (c))
29. Other Disbursements.....
30. Federal Election Activity (2 U.S.C 431(2))
- (a) Shared Federal Election Activity (from Schedule H6)
- (i) Federal Share
- (ii) "Levin" Share
- (b) Federal Election Activity Paid Entirely With Federal Funds
- (c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))....
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c))..
32. Total Federal Disbursements (subtract Line 21(a)(ii) from Line 30(a)(ii) from Line 31).....

[illegible]

0.00
0.00
0.00
0.00
0.00
23500.00
0.00
0.00
0.00
0.00
0.00
15500.00
0.00
0.00
15500.00
0.00
0.00
39000.00
39000.00

00
00
00
ET
FH
00
00
00
00
00
00

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) from Line 11(d), page 3)	30850.00	70100.00
34. Total Contribution Refunds (from Line 28(d))	0.00	15500.00
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	30850.00	54600.00
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b)).....	0.00	0.00
37. Offsets to Operating Expenditures (from Line 15, page 3)	0.00	0.00
38. Net Operating Expenditures (subtract Line 37 from Line 36)	0.00	0.00

28092614669

SCHEDULE A (FEC Form 3X) ITEMIZED RECEIPTS

Use separate schedule(s)
or each category of the
Detailed Summary Page

FOR LINE NUMBER: PAGE 6 / 8

(check only one)

☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Barrack, Rodos & Bacine Political Action Committee

Full Name (Last, First, Middle Initial)

A. Jeffrey A. Barrack

Mailing Address 2110 Basswood Drive

City State Zip Code
Lafayette Hill PA 19444

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 27 / 2006

Transaction ID: SA11A1.4114

Amount of Each Receipt this Period

5000.00

Full Name (Last, First, Middle Initial)

B. Jeffrey B. Gittleman

Mailing Address 19 Almond Court

City State Zip Code
Lafayette Hill PA 19444

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

3750.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 26 / 2006

Transaction ID: SA11A1.4108

Amount of Each Receipt this Period

3750.00

Full Name (Last, First, Middle Initial)

C. Robert A. Hoffman

Mailing Address 125 Farmington Road

City State Zip Code
Cherry Hill NJ 08034

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

☐ Primary ☐ General
☐ Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4116

Amount of Each Receipt this Period

2500.00

SUBTOTAL of Receipts This Page (optional) ▶

11250.00

TOTAL This Period (last page this line number only) ▶

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

Use separate schedule(s)
 or each category of the
 Detailed Summary Page

FOR LINE NUMBER: PAGE 7 / 8

(check only one)

☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Barrack, Rodos & Bacine Political Action Committee

Full Name (Last, First, Middle Initial)

A. M. Richard Komins

Mailing Address 36 Morris Road

City

State

Zip Code

Ambler

PA

19002

FEC ID number of contributing
 federal political committee.

C

Name of Employer
 Barrack, Rodos & Bacine

Occupation
 Attorney

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
 12 29 2006

Transaction ID: SA11A1.4120

Amount of Each Receipt this Period

2500.00

B. Lisa M. Lamb

Mailing Address 834 Chestnut Street
 Apt. PH 113

City

State

Zip Code

Philadelphia

PA

19107

FEC ID number of contributing
 federal political committee.

C

Name of Employer
 Barrack, Rodos & Bacine

Occupation
 Attorney

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

850.00

Date of Receipt

M M / D D / Y Y Y Y
 12 29 2006

Transaction ID: SA11A1.4122

Amount of Each Receipt this Period

850.00

C. Leslie B. Molder

Mailing Address 606 Greythorne Road

City

State

Zip Code

Wynnewood

PA

19096

FEC ID number of contributing
 federal political committee.

C

Name of Employer
 Barrack, Rodos & Bacine

Occupation
 Attorney

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
 12 26 2006

Transaction ID: SA11A1.4110

Amount of Each Receipt this Period

5000.00

SUBTOTAL of Receipts This Page (optional) ▶

8350.00

TOTAL This Period (last page this line number only) ▶

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SCHEDULE A (FEC Form 3X) ITEMIZED RECEIPTS

Use separate schedule(s)
or each category of the
Detailed Summary Page

FOR LINE NUMBER: PAGE 8 / 8

(check only one)

☒ 11a ☐ 11b ☐ 11c ☐ 12
☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Barrack, Rodos & Bacine Political Action Committee

Full Name (Last, First, Middle Initial)

A. Michael Molder

Mailing Address 606 Greythorne Road

City

Wynnewood

State

PA

Zip Code

19096

FEC ID number of contributing
federal political committee.

C

Name of Employer
Margolis & Co.

Occupation
Accountant

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 26 / 2006

Transaction ID: SA11A1.4112

Amount of Each Receipt this Period

5000.00

Full Name (Last, First, Middle Initial)

B. Mark R. Rosen

Mailing Address 9 Doris Drive

City

Cherry Hill

State

NJ

Zip Code

08003

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4118

Amount of Each Receipt this Period

1250.00

Full Name (Last, First, Middle Initial)

C. Frances Vilella-Velez

Mailing Address 9 College Avenue

City

Swarthmore

State

PA

Zip Code

19081

FEC ID number of contributing
federal political committee.

C

Name of Employer
Barrack, Rodos & Bacine

Occupation
Attorney

Receipt For:

Primary

General

Other (specify) ▼

Aggregate Year-to-Date ▼

5000.00

Date of Receipt

M M / D D / Y Y Y Y
12 / 29 / 2006

Transaction ID: SA11A1.4124

Amount of Each Receipt this Period

5000.00

SUBTOTAL of Receipts This Page (optional) ▶

11250.00

TOTAL This Period (last page this line number only) ▶

30850.00

28092614672

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE
FEC Identification No. C00258590
AF # 1700

DECLARATION OF MARIANNA BONATARA

I, Marianna Bonatara, pursuant to 28 U.S.C. §1746, hereby declare as follows:

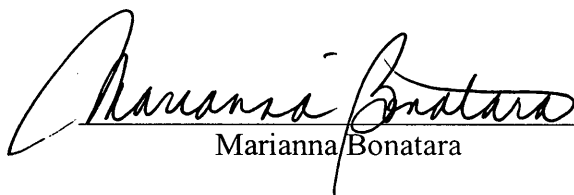
1. I am the assistant to Daniel E. Bacine, treasurer of the Barrack, Rodos & Bacine Political Action Committee (the "PAC").
2. I submit this declaration in support of the PAC's challenge to the FEC's finding that there is reason to believe that the PAC violated 2 U.S.C. §434(a) by failing to file timely the Year-End Report of Receipts and Disbursements for calendar year 2006 ("January 31 Year-End Report"), which was due to be filed by January 31, 2007.
3. On February 13, Mr. Bacine brought to my attention a letter dated February 9, 2007, from John D. Gibson, assistant staff director, Reports Analysis Division, that said that the PAC's January 31 Year-End Report should have been filed electronically rather than on paper. At the request of Mr. Bacine, I called call Kim Doughty in the Reports Analysis Division, who was identified in Mr. Gibson's letter as a contact for questions, for an explanation. Ms. Doughty told me that, because the PAC had received contributions totaling more than \$50,000 for the calendar year (a threshold the PAC reached only in the last month of 2006), the PAC was required to file electronically. I passed that information along to Mr. Bacine.
4. I also informed Mr. Bacine, based on my conversation with Ms. Doughty, that, to file reports electronically, he was required to obtain a password. Mr. Bacine immediately took steps to obtain his password and I electronically filed the January 31 Year-End Report on February 13, 2007, with the help of our analyst, Nisha Saspal. Attached as Exhibit C to Mr. Bacine's declaration is the PAC's electronically-filed January 31 Year-End Report. I had some difficulty inputting the amounts of receipts and disbursements due to lack of familiarity with the

28092614673

electronic filing system and therefore had to amend the January 31 Year-End Report, which I did on February 16, 2007. (Also attached to Mr. Bacine's declaration, as Exhibit D, is the electronically-filed amended report filed on February 16, 2007, which corrected the amounts on the summary pages of receipts and disbursements.)

I declare under penalty of perjury that the foregoing is true and correct.

Executed May 23, 2007.


Marianna Bonatara



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

May 25, 2007

Daniel E. Bacine, as Treasurer
Barrack, Rodos & Bacine Political Action Committee
7102 McCallum Street
Philadelphia, PA 19119

C00258590
AF# 1700

Dear Mr. Bacine:

On May 25, 2007, the Commission received your written response ("challenge") which is being reviewed by the Office of Administrative Review. If you have any questions regarding your challenge, please contact this Office on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

Sincerely,

A handwritten signature in cursive script that reads "Jill I. Sugarman".

Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review

28092614675

Date: June 11, 2007

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

AF#: 1700

Committee Name: Barrack, Rodos

Committee ID#: C00258590

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 May 9, 2007 and RTB Certification,
dated May 15, 2007: Y**

Attachment #: 1

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

Attachment #: N/A

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

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-2006 Year End Report Prior Notice, dated December 27, 2006.

-MS-P Letter, dated February 9, 2007.

-RTB Letter, dated May 17, 2007.

Attachment #: 3

Other RAD Information: (Y/N): N

Attachment#: N/A

28092614676

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 Barrack, Rodos:
 - A) Prior Notice, dated December 27, 2006, referencing the 2006 Year End Report;
 - B) MS-P Letter, dated February 9, 2007, referencing the 2006 Year End Report;
 - C) Reason-to-Believe Letter, dated May 17, 2007, referencing the 2006 Year End Report.
3. I hereby certify that I have searched the Commission's public records and find that Barrack, Rodos electronically filed the 2006 Year End Report with the Commission on February 13, 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 11th day of June, 2007.



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

28092614677

YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 27, 2006

QUARTERLY AND MONTHLY FILERS

REPORT	REPORTING PERIOD¹	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
Year-End	11/28/06 - 12/31/06	01/31/07	01/31/07

WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) filing on a quarterly basis must file a Year-End Report on January 31, 2007. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

Certain party committees are required to file monthly reports (quarterly reporting is no longer an option for these committees). For more information, see the January 2006 Record, which can be found on the FEC web site at www.fec.gov/pages/record.shtml.

METHOD OF FILING

Monthly, Quarterly and Year-End 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. Monthly, Quarterly and Year-End Reports filed by any other means must be received by the Commission (or Secretary of the Senate for committees supporting only Senate candidates) by the filing date.

ELECTRONIC FILING

Political 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.

CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from quarterly to monthly) who wish to do so must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequency no more than once per calendar year.

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.

(over)

28092614678

2007 FILING SCHEDULE

I. SEMIANNUAL FILERS

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DATE ²	FILING DATE
Mid-Year	01/01/07 - 06/30/07	07/31/07	07/31/07
Year-End	07/01/07 - 12/31/07	01/31/08	01/31/08

II. MONTHLY FILERS

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DATE	FILING DATE
February	01/01/07 - 01/31/07	02/20/07	02/20/07
March	02/01/07 - 02/28/07	03/20/07	03/20/07
April	03/01/07 - 03/31/07	04/20/07	04/20/07
May	04/01/07 - 04/30/07	05/20/07	05/20/07 ²
June	05/01/07 - 05/31/07	06/20/07	06/20/07
July	06/01/07 - 06/30/07	07/20/07	07/20/07
August	07/01/07 - 07/31/07	08/20/07	08/20/07
September	08/01/07 - 08/31/07	09/20/07	09/20/07
October	09/01/07 - 09/30/07	10/20/07	10/20/07 ²
November	10/01/07 - 10/31/07	11/20/07	11/20/07
December	11/01/07 - 11/30/07	12/20/07	12/20/07
Year-End	12/01/07 - 12/31/07	01/31/08	01/31/08

48- AND 24-HOUR REPORTS OF INDEPENDENT EXPENDITURES

Any PAC or Party Committee that makes independent expenditures in connection with a special election may also have to file 48-hour or 24-hour reports. The 48-hour reporting requirement will be triggered each time the committee makes independent expenditures aggregating \$10,000 or more between January 1st and the 20th day before the election. The 24-hour reporting requirement will be triggered each time the committee makes independent expenditures in connection with a federal election aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the day of the election. See 11 CFR 104.4. These reports are *not* required when a Party Committee or PAC makes a contribution directly to a candidate.

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 on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers). 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).

¹See footnote #1, on reverse side.

²Notice that the filing date falls on a weekend. Filing deadlines are not extended when they fall on nonworking days.

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-P

February 9, 2007

Daniel E. Bacine, Treasurer
Barrack, Rodos
7102 McCallum Street
Philadelphia, PA 19119

Identification Number: C00258590

Reference: 2006 Year End Report (11/28/06- 12/31/06)

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 cursive script, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

00178265067



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 OCT 12 A 10: 51

SENSITIVE October 11, 2007

MEMORANDUM

To: The Commission

Through: Patrina M. Clark *mc*
Staff Director

From: John Gibson *gibson*
Chief Compliance Officer

Shawn Woodhead Werth *shawn*
Reviewing Officer
Office of Administrative Review

By: Jill Sugarman *js*
Reviewing Analyst

Subject: AF# 1700 – Barrack, Rodos & Bacine Political Action Committee and
Daniel E. Bacine, as Treasurer (C00258590)

This case's recommendation complies with the Commission's decision in prior cases to terminate its proceedings because the respondents exceeded the \$50,000 mandatory electronic filing threshold but, instead of filing the report electronically, they filed it on paper which would have been timely had they not been required to file it electronically. After they were notified by RAD, they filed it electronically.

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment

28092614681



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 11, 2007

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

AF# 1700 – Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine,
as Treasurer (C00258590)

On May 15, 2007, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 Year End Report and made a preliminary determination that the civil money penalty was \$460 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified by the Reports Analysis Division ("RAD") on May 17, 2007 of the Commission's RTB finding and civil money penalty.

Respondents' Response

On May 25, 2007, the Commission received the written response ("challenge") from the Treasurer who states that the report was sent via certified mail, return receipt requested, on January 31, 2007. When he received RAD's February 9, 2007 letter explaining that he was required to file the report electronically, he inquired further and realized that the Committee exceeded the mandatory electronic filing threshold in December 2006. He immediately obtained a password and filed the report in an electronic format. Because the report was submitted timely on the paper forms, he asks that the finding and penalty be vacated.

Included with the challenge are declarations from the Treasurer (before Exhibit A) and his assistant, Marianna Bonatara (Exhibit D). Ms. Bonatara states that the Treasurer told her to call the Analyst on February 13 after receipt of the February 9 letter. The Analyst told her that the report had to be filed electronically because they received over \$50,000 in contributions during 2006, information that she relayed to the Treasurer. The Treasurer reiterates Ms. Bonatara's statements and asserts that when he was notified to file electronically, he took immediate action to obtain a password and filed the report on February 13.

Other attachments include copies of the RTB letter; report submitted on the paper forms dated January 31 (Exhibit A); cover letter dated January 31 with a certified mail receipt and the returned green card date stamped received at the Commission on February 5 (Exhibit B); electronically filed Year-End Report dated February 13 (Exhibit C); and electronically filed Amended Year-End Report dated February 16 (Exhibit D).

Analysis

The Year End Report was electronically filed on February 13, 2007, 13 days late. A paper copy of the report was sent by certified mail on January 31, 2007.

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The Federal Election Campaign Act ("Act") states the treasurer of a political committee shall file a report for the quarter ending December 31 no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i) and 11 C.F.R. § 104.5(c)(1)(i). Political committees required to file reports with the Commission 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. 2 U.S.C. § 434(a)(11) and 11 C.F.R. § 104.18(a). The treasurer is personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

On January 31, 2007, the respondents submitted a paper copy of the report via certified mail, one of the "safe harbor" methods set forth in 2 U.S.C. § 434(a)(5). The paper copy would have been acceptable and filed timely had the respondents not exceeded the \$50,000 mandatory electronic filing threshold on the report. The paper filing discloses \$54,600 in net contributions for calendar year 2006, thus triggering the electronic filing requirement.

The respondents were notified by RAD on February 9, 2007 of the electronic filing requirement. On February 13, 2007, they contacted the Analyst in response to RAD's notice and obtained a password from the Electronic Filing Office. The report was filed that same day. The Reviewing Officer, therefore, recommends that the Commission take no further action and close the file.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 1700 involving Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, in making the final determination;
- (2) Take no further action in AF# 1700 that Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.

Reviewing Analyst: Jill I. Sugarman

Attachments

Attachment 1 - Challenge Received from Respondents

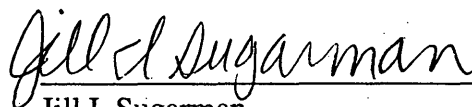
Attachment 2 -

Attachment 3 - Declaration from RAD

Attachment 4 - Declaration from OAR

DECLARATION OF JILL I. SUGARMAN

- 1) I am the Reviewing Analyst in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Analyst, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The 2006 Year-End Report is due January 31, 2007. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on January 31 to be timely filed. If filed in a paper format and sent by certified or registered mail, it must be postmarked by January 31 to be timely filed.
- 3) 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, Page 5 of the Detailed Summary Page, and the Envelope Replacement Page for the paper copy of the report sent via registered/certified mail by Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer. According to the Commission's records, the paper copy covers the period from November 28 through December 31, 2006, was postmarked on January 31, 2007, and was received on February 5, 2007. Line 35 lists \$54,600.00 in net contributions received for the calendar year-to-date; and
 - b) Page 1 of the Summary Page for the 2006 Year-End Report electronically filed by Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer. According to the Commission's records, the report covers the period from November 28 through December 31, 2006, and was received on February 13, 2007.
- 4) 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 11th of October, 2007.



Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review
Federal Election Commission

28092614684

**FEC
FORM 3X**

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

RECEIVED
FEC MAIL CENTER

2007 FEB - 5 10 11 AM '07

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

BARRACK, RODOS & BACINE POLITICAL ACTION COMMITTEE

ADDRESS (number and street)

7102 McCallum Street

Check if different
than previously
reported. (ACC)

Philadelphia

PA

19119

2. FEC IDENTIFICATION NUMBER ▼ CITY ▲ STATE ▲ ZIP CODE ▲

C 0 0 2 5 8 5 9 0

3. IS THIS REPORT X NEW (N) OR AMENDED (A)

4. TYPE OF REPORT
(Choose One)

(a) Quarterly Reports:

April 15
Quarterly Report (Q1)

July 15
Quarterly Report (Q2)

October 15
Quarterly Report (Q3)

X January 31
Year-End Report (YE)

July 31 Mid-Year
Report (Non-election
Year Only) (MY)

Termination Report
(TER)

(b) Monthly
Report
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

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

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

in the
State of

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

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period 1 1 / 2 8 / 2 0 0 6 through 1 2 / 3 1 / 2 0 0 6

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 Daniel E. Bacine

Signature of Treasurer

Date 0 1 / 3 1 / 2 0 0 7

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 3X
Rev. 12/2004

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/ Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	, 3 0, 8 5 0. 0 0	, 7 0, 1 0 0. 0 0
34. Total Contribution Refunds (from Line 28(d))	, 0. 0 0	, 1 5, 5 0 0. 0 0
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	, 3 0, 8 5 0. 0 0	, 5 4, 6 0 0. 0 0
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))	,	,
37. Offsets to Operating Expenditures (from Line 15, page 3)	,	,
38. Net Operating Expenditures (subtract Line 37 from Line 36)	,	,

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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 type="checkbox"/> USPS First Class Mail	Postmarked
<input checked="" type="checkbox"/> USPS Registered/Certified	Postmarked (R/C) 1-31-07
<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input 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
<i>JmW</i> PREPARER (3/2005)	2-5-07 DATE PREPARED

27039373909 28092614687

FEC
FORM 3XREPORT OF RECEIPTS
AND DISBURSEMENTS
For Other Than 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

BRB Political Action Committee

ADDRESS (number and street)

7102 McCallum Street

Check if different
than previously
reported. (ACC)

Philadelphia

PA

19119

2. FEC IDENTIFICATION NUMBER

CITY

STATE

ZIP CODE

C00258590

3. IS THIS
REPORT

X

NEW
(N)

OR

AMENDED
(A)4. TYPE OF REPORT
(Choose One)

(a) Quarterly Reports:

April 15
Quarterly Report (Q1)July 15
Quarterly Report (Q2)October 15
Quarterly Report (Q3)X January 31
Quarterly Report (YE)July 31 Mid-Year
Report (Non-election
Year Only) (MY)Termination Report
(TER)(b) Monthly
Report
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

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

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12G)

Election on

in the
State of(d) 30-Day
Post-Election
Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

11

28

2006

through

12

31

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

Daniel E. Bazine, Esq.

Signature of Treasurer

Electronically Filed by Daniel E. Bazine, Esq.

Date

02

13

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
OnlyFEC FORM 3X
(Rev. 02/2003)

28092614688



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

October 15, 2007

Daniel E. Bacine, as Treasurer
Barrack, Rodos & Bacine Political Action Committee
7102 McCallum Street
Philadelphia, PA 19119

C00258590
AF# 1700

Dear Mr. Bacine:

On May 15, 2007, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Barrack, Rodos & Bacine Political Action Committee and you, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to timely file the 2006 Year-End Report. The Commission also made a preliminary determination that the civil money penalty was \$460 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,

Jill I. Sugarman

Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review

Attachment

28092614689



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2007 OCT 29 P 12: 26

October 29, 2007

MEMORANDUM

To: The Commission

Through: Patrina M. Clark *mc*
Staff Director

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

Shawn Woodhead Werth *SWW*
Reviewing Officer
Office of Administrative Review

By: Jill I. Sugarman *JIS*
Reviewing Analyst

Subject: Final Determination Recommendation in AF# 1700 – Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer (C00258590)

SENSITIVE

On May 15, 2007, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2006 Year End Report and also made a preliminary determination that the civil money penalty was \$460 based on the schedule of penalties at 11 C.F.R. § 111.43.

On May 25, 2007, the Commission received the respondents' written response ("challenge"). The challenge presented evidence that the respondents sent a paper copy of the report by one of the "safe harbor methods" provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had they not exceeded the \$50,000 mandatory electronic filing threshold on this same report. They electronically filed the report on February 13 after receipt of the February 9th failure to electronically file notice. The Reviewing Officer, therefore, recommended that the Commission take no further action and close the file.

The Reviewing Officer's recommendation dated October 11, 2007 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. 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). As of this date, a written response has not been received.

28092614690

OAR Recommendations

- (1) Adopt the Reviewing Officer's recommendation for AF# 1700 involving Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, in making the final determination;
- (2) Take no further action in AF# 1700 against Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, with respect to 2 U.S.C. § 434(a) and close the file; and
- (3) Send the appropriate letter.



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Monday, October 29, 2007 4:00

BALLOT DEADLINE: Thursday, November 01, 2007 4:00

COMMISSIONER: LENHARD, MASON, von SPAKOVSKY, WALTHER, WEINTRAUB

SUBJECT: **AF 1700 – Barrack, Rodos & Bacine PAC
and Daniel E. Bacine, as Treasurer (C00258590)
Memorandum from the Chief Compliance Officer
and the Reviewing Officer dated October 29, 2007**

- () I approve the recommendation(s)
- () I object to the recommendation(s)
- () I am recused from voting
- () No vote by ballot

COMMENTS: _____

DATE: _____

SIGNATURE: _____

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

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

28092614692

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 1700
Barrack, Rodos & Bacine Political)
Action Committee and Daniel E. Bacine,)
as Treasurer (C00258590)

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby
certify that on November 01, 2007, the Commission decided by a vote of 4-0 to
take the following actions in AF 1700:

1. Adopt the Reviewing Officer's recommendation for AF 1700 involving Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, in making the final determination.
2. Take no further action in AF 1700 against Barrack, Rodos & Bacine Political Action Committee and Daniel E. Bacine, as Treasurer, with respect to 2 U.S.C. § 434(a) and close the file.
3. Send the appropriate letter.

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

Attest:

November 2, 2007
Date

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

28092614693



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 7, 2007

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Daniel E. Bacine, as Treasurer
Barrack, Rodos & Bacine Political Action Committee
7102 McCallum Street
Philadelphia, PA 19119

C00258590
AF# 1700

Dear Mr. Bacine:

On May 15, 2007, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Barrack, Rodos & Bacine Political Action Committee and you, as Treasurer, violated 2 U.S.C. § 434(a) for failing to timely file the 2006 Year End Report. By letter dated May 17, 2007, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$460 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 25, 2007, the Office of Administrative Review received the written response from you challenging the RTB civil money penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the challenge. Based on this review, the Reviewing Officer recommended that the Commission take no further action because the challenge presented evidence that you sent a paper copy of the report by one of the "safe harbor" methods provided for at 2 U.S.C. § 434(a)(5). It would have been an acceptable and timely filing had the Committee not exceeded the \$50,000 mandatory electronic filing threshold on this report. On February 13, 2007, you electronically filed the report after receipt of the February 9th failure to electronically file notice. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on October 15, 2007.

On November 1, 2007, the Commission adopted the Reviewing Officer's recommendation to take no further action against the respondents with respect to 2 U.S.C. § 434(a). A copy of the final determination memorandum is attached.

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

28092614694

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 this matter, please contact Jill Sugarman on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,

A handwritten signature in black ink, appearing to read "David M. Mason". The signature is fluid and cursive, with the first name "David" being the most prominent.

David M. Mason

Vice Chairman

Attachment

28092614695



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 1700

DATE SCANNED 2-12-08

SCANNER NO. 2

SCAN OPERATOR JMA

28092614696