

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE

599

DATE FILMED 2/4/03

CAMERA NO. 1

CAMERAMAN EES



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2002 OCT 30 A 9:19
October 29, 2002

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: JAMES A. PEHRKON
STAFF DIRECTOR *[Signature]*

ROBERT J. COSTA
DEPUTY STAFF DIRECTOR *[Signature]*

FROM: JOHN D. GIBSON *[Signature]*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: ADMINISTRATIVE FINES FINAL DETERMINATION
RECOMMENDATION FOR THE 2002 APRIL
QUARTERLY REPORT

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2002 April Quarterly Report. The first list represents committees that have paid the civil money penalty and the second list represents those that have not paid. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 C.F.R. 111.34 and 11 C.F.R. 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

RAD Recommendation

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

COMMITTEES THAT HAVE NOT PAID

FEDERAL ELECTION COMMISSION 2001-2002
FINAL DETERMINATION CIRCULATION REPORT

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

AP0593	COMMITTEE TO ELECT TRENT FRANKS TO CONGRESS FRANKS, TRENT 05/09/2002	24	08/30/2002							AZ	2002 APRIL QUARTERLY	0	\$700	\$700
AP0594	COLLINS FOR CONGRESS COLLINS, GARY 05/06/2002	21	08/30/2002							CT	2002 APRIL QUARTERLY	0	\$625	\$625
AP0595	KALOGIANIS FOR CONGRESS INC KALOGIANIS, CHUCK 04/23/2002	8	08/30/2002							FL	2002 APRIL QUARTERLY	0	\$1,200	\$1,200
AP0597	EVA CLAYTON COMMITTEE FOR CONGRESS CLAYTON, EVA MCPHERSON 03/04/2002	19	08/30/2002							NC	2002 APRIL QUARTERLY	3	\$2,013	\$2,013
AP0599	REYES 2000 INC REYES, ALAN L Not Filed		08/30/2002							ON	2002 APRIL QUARTERLY	0	\$900	\$900
AP0628	NATIONAL ITALIAN AMERICAN POLITICAL ACTION COMMITTEE Not Filed		08/30/2002							PA	2002 APRIL QUARTERLY	2	\$2,700	\$2,700
AP0631	CONSERVATIVE LEADERSHIP POLITICAL ACTION COMMITTEE Not Filed		08/30/2002							VA	2002 APRIL QUARTERLY	1	\$11,250	\$11,250

AP #	CANDIDATE NAME	COMMITTEE NAME	RECEIPT DATE	RTB DATE	DAYS LATE	COMMITTEE ID	TREASURER	STATE	PREVIOUS VIOLATIONS	REPORT TYPE
						LEVEL OF ACTIVITY			FINAL CIVIL MONEY PENALTY	
						RTB PENALTY	DAYS SINCE RTB			

AF0633	IUOE LOCAL 542 OPERATING ENGINEERS	POLITICAL ACTION FUND	06/06/2002	Not Filed	08/30/2002	C00136739	ROBERT T HEENAN	PA	0	2002 APRIL QUARTERLY
						\$2,700	\$57,472			\$2,700
AF0635	R I REPUBLICAN PARTY		Not Filed	08/30/2002		C00078196	Wheeler, Jonathan Mr.	RI	0	2002 APRIL QUARTERLY
						\$3,500	\$99,195 (est)			\$3,500
							60			



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

DATE & TIME OF TRANSMITTAL: Wednesday, October 30, 2002 11:00

BALLOT DEADLINE: Monday, November 04, 2002 4:00

COMMISSIONER: MASON, McDONALD, SANDSTROM, SMITH, THOMAS, TONER

SUBJECT: **Administrative Fines Final Determination Recommendation for the 2002 April Quarterly Report. Memorandum from the Assistant Staff Director Reports Analysis Division dated October 29, 2002.**

- () I approve the recommendation(s)
- () I object to the recommendation(s)
- () I approve the recommendations except those following to which I object (please insert AF#)
- _____
- _____
- () I approve the recommendations except those following in which I abstain (please insert AF#)
- _____
- _____
- () I approve the recommendations except those following in which I am recused (please insert AF#)
- _____
- _____
- () I am not voting on this tally.

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

DATE: _____

SIGNATURE: _____

FROM THE OFFICE OF THE SECRETARY OF THE COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation For)
the 2002 April Quarterly Report)
Administrative Fines Program:)
COMMITTEE TO ELECT TRENT FRANKS TO) AF# 593
CONGRESS, and MARSHA BROOKS as)
treasurer;)
COLLINS FOR CONGRESS, and MICHAEL) AF# 594
SALVIN as treasurer;)
KALOGIANIS FOR CONGRESS INC, and) AF# 595
PATRICIA JONES as treasurer;)
EVA CLAYTON COMMITTEE FOR CONGRESS,) AF# 597
and Reuben M. Clayton as treasurer;)
KEYES 2000 INC, and WILLIAM LEO) AF# 599
CONSTANTINE as treasurer;)

NATIONAL ITALIAN AMERICAN POLITICAL) AF# 628
ACTION COMMITTEE, and VINCENT M)
LASORSA CPA MBA as treasurer;)
CONSERVATIVE LEADERSHIP POLITICAL) AF# 631
ACTION COMMITTEE, and David Fenner as)
treasurer;)

IUOE LOCAL 542 OPERATING ENGINEERS) AF# 633
POLITICAL ACTION FUND, and ROBERT T)
HEENAN as treasurer;)
R I REPUBLICAN PARTY, and Wheeler,) AF# 635
Jonathan Mr. as treasurer;)

CERTIFICATION

I, Mary W. Dove, Secretary for the Federal Election Commission, do hereby certify that on November 4, 2002, the Commission took the following actions on the Final Determination Recommendation For The 2002 April Quarterly Report, in the Administrative Fines Program, as recommended in the Reports Analysis Division's Memorandum dated October 29, 2002, on the following committees:

AF# 593: Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT TRENT FRANKS TO CONGRESS, and MARSHA BROOKS as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 594: Decided by a vote of 6-0 to: (1) make a final determination that COLLINS FOR CONGRESS, and MICHAEL SALVIN as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 595: Decided by a vote of 6-0 to: (1) make a final determination that KALOGIANIS FOR CONGRESS INC, and PATRICIA JONES as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 597: Decided by a vote of 6-0 to: (1) make a final determination that EVA CLAYTON COMMITTEE FOR CONGRESS, and Reuben M. Clayton as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 599: Decided by a vote of 6-0 to: (1) make a final determination that KEYES 2000 INC, and WILLIAM LEO CONSTANTINE as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 628: Decided by a vote of 6-0 to: (1) make a final determination that NATIONAL ITALIAN AMERICAN POLITICAL ACTION COMMITTEE, and VINCENT M LASORSA CPA MBA as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 631: Decided by a vote of 6-0 to: (1) make a final determination that CONSERVATIVE LEADERSHIP POLITICAL ACTION COMMITTEE, and David Fenner as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 633: Decided by a vote of 6-0 to: (1) make a final determination that IUOE LOCAL 542 OPERATING ENGINEERS POLITICAL ACTION FUND, and ROBERT T HEENAN as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

AF# 635: Decided by a vote of 6-0 to: (1) make a final determination that R I REPUBLICAN PARTY, and Wheeler, Jonathan Mr. as treasurer, violated 2 U.S.C. 434(a) and assess the civil money penalty so indicated; (2) send the appropriate letter. Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

Attest:

November 6, 2002
Date

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

Received in the Secretariat:	Wed., Oct. 30, 2002	9:19 a.m.
Circulated to the Commission:	Wed., Oct. 30, 2002	11:00 a.m.
Deadline for vote:	Mon., Oct. 04, 2002	4:00 p.m.

THIS IS THE END OF ADMINISTRATIVE FINE CASE

599

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