



Federal Election Commission
Washington, DC 20463

January 17, 2007

David Bruderly
Bruderly for Congress
920 SW 57th Drive
Gainseville, FL 32607-3838

Re: ADR #334
Bruderly for Congress and David Bruderly, Treasurer

Dear Mr. Bruderly

Enclosed is the signed copy of the agreement resolving the complaint filed on March 13, 2006 with the Federal Election Commission ("FEC/Commission") against Bruderly for Congress and David Bruderly, Treasurer ("Respondents"). The agreement for ADR 334 (MUR 5715) was approved by the Commission on January 9, 2007 the effective date of the agreement.

Note that paragraph 9 of the agreement specifies that Respondents shall comply with the terms of this settlement within thirty (30) days of the effective date of the agreement. Please forward to this office, a statement confirming Respondent's compliance with the term listed in paragraph 6 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied the term listed in paragraph 6.

As you are aware, the settlement agreement will be made part of the record that is released to the public. The Commission will also place on the record copies of the complaint/referral, correspondence exchanged between your office and this office prior to our entry into settlement negotiations and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

This agreement resolves the matter that was brought to the attention of the FEC by George Shuman regarding an alleged violation of the federal election campaign laws.

I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,



Lynn M. Fraser, Assistant Director
Alternative Dispute Resolution Office
202-694-1665

Enclosure: Agreement

27190270755



**Federal Election Commission
Washington, DC 20463**

Case Number ADR 334
Source. MUR 5715
Case Name. Bruderly for Congress

NEGOTIATED SETTLEMENT

This matter was initiated by a signed, sworn and notarized complaint filed by George C. Schuman. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, ("FECA") and resolve this matter, the Commission entered into negotiations with David E. Bruderly representing Bruderly for Congress and David E. Bruderly, in his official capacity as Treasurer ("the Committee" or "Respondents"). It is understood that this agreement will have no precedential value relative to any other matters coming before the Federal Election Commission ("Commission").

Negotiations between the Commission and Respondents addressed the issues raised in this complaint. The parties agree to resolve the matter according to the following terms:

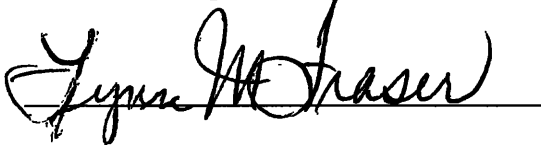
1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures ("ADR") is authorized in "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 2 U.S.C. § 437g.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Complainant alleges that Respondents filed erroneous 2004 30 Day Post-General and 2004 Year End Reports. The complaint details various errors, omissions and discrepancies the Complainant believes the reports reflect, including two disbursements on November 6, 2004; to the candidate, for \$3,469.33, and \$4,191.47, and a third disbursement on November 23, 2004 in the amount of \$4,949.68, again to the candidate, with no itemization or details other than "expense reimbursement."
4. The FECA requires disclosure of all financial activity. The implementing regulations detail for authorized committees which disbursements they are required to itemize, including that the itemization must include a brief description, or purpose, for the disbursements. 2 U.S.C. § 434(b); 11 C.F.R. § 104.3(b)(4)(i)(A). The regulations provide examples of appropriate descriptions for an authorized committee, and also provide examples of inadequate descriptions. 11 C.F.R. § 104.3(b)(4)(i)(A).

27190270758

- 27190276757
5. Respondents acknowledge an inadvertent violation of FECA. Respondents contend that they believed an adequate description was given on itemization of the disbursements.
 6. Respondents, in an effort to resolve this matter, agree to work with RAD staff to ensure that all relevant reports are amended and filed with an adequate description or purpose for each disbursement.
 7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
 8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
 9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms within thirty (30) days from the effective date of this agreement.
 10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 334 (MUR 5715), and effectively resolves the issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

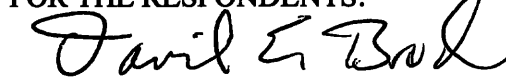
FOR THE COMMISSION:

Lynn M. Fraser, Acting Director
Alternative Dispute Resolution Office



1-18-07
Date Signed

FOR THE RESPONDENTS:


David E. Bruderly
Representing Bruderly for Congress and
David E. Bruderly, Treasurer

12-18-06
Date Signed