



**Federal Election Commission
Washington, DC 20463**

April 7, 2009

**William J. McGinley
Patton and Boggs, LLC
2550 M Street, NW
Washington, DC 20037**

**Re: ADR 461 (RAD 08L-25)
Schock for Congress and Rachel Honegger, Treasurer**

Dear Mr. McGinley:

Enclosed is the signed copy of the agreement resolving the referral initiated on October 30, 2008 with the Federal Election Commission ("FEC/Commission") against Schock for Congress and Rachel Honegger, Treasurer ("Respondents"). The agreement for ADR 461 (RAD 08L-25) was approved by the Commission on April 2, 2009 – the effective date of the agreement.

Note the specific time frames for compliance in paragraph 6 of the agreement. Please forward to this office, a statement confirming Respondent's compliance with the terms listed in paragraph 6 of the aforementioned agreement. The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 6 and contain the ADR caption and case number.

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 initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities regarding violations of federal election campaign laws. I appreciate

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

Sincerely,

Jamie Peña
for Lynn M. Fraser, Acting Director
Alternative Dispute Resolution Office
202-694-1665

Enclosure: Agreement



**Federal Election Commission
Washington, DC 20463**

Case Number: ADR 461
Source: RAD 08I-25
Case Name: Schock for Congress

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. 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 William J. McGinley, Esq., representing Schock for Congress and Rachel Honeggar, in her 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 Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this referral. 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 guided by "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 Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial activity on their 2008 12 Day Pre-Primary Report. On January 24, 2008, Respondents filed their original 2008 12 Day Pre-Primary. On March 24, 2008, Respondents filed an amended 2008 12 Day Pre-Primary Report that disclosed additional disbursements in the amount of \$57,567.69.
4. Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. 2 U.S.C. §§ 434(a)(1), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(b).
5. Respondents acknowledge some challenges with a former Treasurer, but contend they took immediate steps to remedy the situation when discrepancies were discovered. The Committee terminated its relationship with the former Treasurer in January 2008. Following a review and reconciliation of the report at issue in this matter,

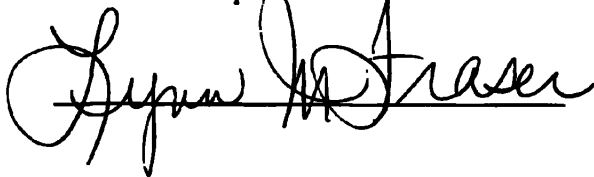
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Respondents filed an amended 12 Day Pre-Primary Report disclosing the omitted disbursements.

6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) certify the results of an internal reconciliation of its reports for the 2008 election cycle within sixty (60) days of the effective date of this agreement; and (b) send a representative to a FEC seminar within twelve (12) months of the effective date of this agreement.
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 submit any unpaid civil penalty to the U.S. Treasury for collection or 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 of this agreement as set out in paragraph 6 above.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 461 (RAD 08L-25), and resolves only those 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.

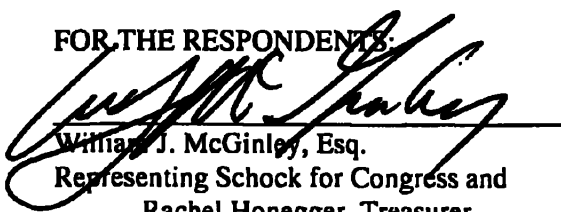
FOR THE COMMISSION:

Lynn M. Fraser, Acting Director
Alternative Dispute Resolution Office



4/2/09
Date Signed

FOR THE RESPONDENTS:


William J. McGinley, Esq.
Representing Schock for Congress and
Rachel Honegger, Treasurer

3/12/2009
Date Signed