



**Federal Election Commission  
Washington, DC 20463**

November 25, 2008

Francis J. Barletta  
Barletta for Congress  
1529 Terrace Boulevard  
Hazelton, PA 18201

Re: ADR 465 (MUR 5986)

Dear Mr. Barletta:

On April 7, 2008, the Federal Election Commission ("FEC" or "Commission") notified Barletta for Congress of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with the notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and take no further action against the Respondents Barletta for Congress and Francis J. Barletta, Treasurer. In its memorandum to the Commission, dated July 23, 2008, this office stated:

This complaint should be dismissed because the applicable statute of limitations period expired, and there is no evidence of a loan that was not made in the ordinary course of business, nor improper reporting of the loan in question. The Democratic Congressional Campaign Committee alleges that Barletta for Congress and Francis J. Barletta, [former] Treasurer (Committee or Respondents) violated the FECA by making a loan with Legacy Bank of Harrisburg for \$65,000 on December 18, 2002 that was not made in accordance with applicable banking laws and regulations, or in the ordinary course of business.

Respondents contend that the loan was first referenced in the Committee's 2002 Year End Report filed on January 31, 2003. Respondents further contend that the written loan documents, filed with the Commission, disclose that a \$100,000 line-of-credit loan, made to Louis and Mary Grace Barletta on December 18, 2002, carried an interest rate of 5.25% (the Wall Street Journal Prime plus 1.0%). The documentation also discloses that the loan, payable on demand, was secured with commercial real estate with a value of \$800,000. The borrowers drew upon the line-of-credit in the amount of \$65,000 for the Committee.

**FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE  
999 E STREET N.W., WASHINGTON, DC 20463  
TELEPHONE: 202.694.1670 FAX: 202.219.0613**

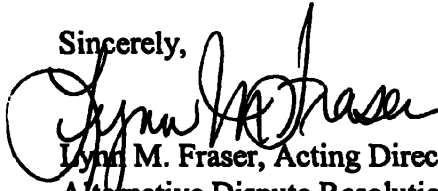
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Accordingly, the Commission closed its file in this matter on November 19, 2008.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondent(s) and the Commission, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

If you have any questions regarding this matter please be in touch. My telephone number is 202-694-1665.

Sincerely,



Lynn M. Fraser, Acting Director,  
Alternative Dispute Resolution Office