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SENSITIVE

MEMORANDUM

March 19, 2010

TO: The Commission

THROUGH: Alec Palmer *AP*
Acting Staff Director

FROM: Patricia Carmona *PC*
Chief Compliance Officer

Lynn M. Fraser *LMF*
Director, ADR Office

SUBJECT: ADR 537 Citizens For An Open And Honest Government Supporting Dan Mielke For Congress and Robin K. Mielke, Treasurer, Informational Memo on Assignment

The Office of General Counsel referred MUR 6248 for processing on March 8, 2010, and the ADR Office designated the matter as ADR 537. We include a summary and discussion of the referral for your information. We anticipate initiating communication with Respondents in ADR 537 on March 24, 2010. Please contact Lynn Fraser if you have any questions or concerns before then.

Summary of Case: Complainant Deborah Lulich alleged that Citizens For An Open And Honest Government Supporting Dan Mielke For Congress and Robin K. Mielke, Treasurer (Respondents or the Committee) used the names and addresses of contributors disclosed on the 2009 October Quarterly Report filed by Duffy for Congress to solicit contributions in violation of the FECA. Respondents contend they did not realize it was a violation of law to send letters to the individuals who contributed to the Duffy for Congress campaign. Respondents acknowledge they sent 30-40 letters to people they understood had contributed to the Duffy for Congress campaign, but to the best of their knowledge they received no contributions in return.

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