



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

COMMISSION
SECRETARIAT

2010 MAR 19 P 12:00

SENSITIVE

MEMORANDUM

March 19, 2010

TO: The Commission

THROUGH: Alec Palmer
Acting Staff Director *AP*

FROM: Patricia Carmona *PC*
Chief Compliance Officer

Lynn M. Fraser *LMF*
Director, ADR Office

SUBJECT: ADR 539 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 Pre-MUR 495 for processing on March 8, 2010, and the ADR Office designated the matter as ADR 539. We include a summary and discussion of the referral for your information. We anticipate initiating communication with Respondents in ADR 539 on March 24, 2010. Please contact Lynn Fraser if you have any questions or concerns before then.

Summary of Case: Citizens For An Open And Honest Government Supporting Dan Mielke For Congress and Robin K. Mielke, Treasurer (Respondents or the Committee) filed a *sua sponte* submission acknowledging that they may have violated the FECA by using the names and addresses of contributors disclosed on the 2009 October Quarterly Report filed by Duffy for Congress to solicit contributions. Respondents contend they did not realize it was a violation of any law, and do not believe they received any contributions as a result of the 30-40 letters sent.

10190290982