



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 28, 2011

Gary S. Jensen
Committee to Re-elect Gary Jensen
2482 Hilltop Road
Ferndale, WA 98248

Re: ADR 592 (MUR 6490)
Committee to Re-elect Gary Jensen, Mayor of Ferndale and Fleetwood International
Development Corporation

Dear Mr. Jensen:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Office of General Counsel was based on a complaint filed by Kristian Nason which alleges a violation of the Federal Election Campaign Act of 1971, as amended by the Committee to Re-elect Gary Jensen, Mayor of Ferndale (Respondent Jensen) and Fleetwood International Development Corporation (Respondent FIDC).

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with Respondent Jensen and Respondent FIDC (collectively "Respondents"). The ADR Program provides Respondents with an opportunity to negotiate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations are successful, the resulting settlement concludes the matter.

The Commission, in referring the matter to the ADR Office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the ADR Program, you must: 1) indicate in writing a willingness to have your case submitted for ADR processing; 2) agree to participate in the bilateral interest based negotiations; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations are summarized as follows:

Complainant Kristian Nason alleges that the Committee to Re-elect Gary Jensen accepted a \$700 contribution from a foreign corporation in violation of the FECA.

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
999 E STREET N.W., WASHINGTON, DC 20463
TELEPHONE: 202.694.1665 FAX: 202.219.0613
EMAIL: lfraser@fec.gov

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Respondent Committee to Re-elect Gary Jensen, Mayor of Ferndale (Respondent Jensen) acknowledges that it accepted the contribution from Respondent Fleetwood International Development Corporation (Respondent FIDC). Respondent Jensen contends, however, that he called the State of Washington Public Disclosure Commission and was told that if the company was doing business in the State of Washington the contribution was legal.

In addition, Respondent FIDC stated that the candidate asserted he contacted the State of Washington Public Disclosure Commission and was informed the contribution was legal. Respondent FIDC asserted that Respondents were unaware of the federal laws governing the issue.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondents would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC's Office of General Counsel for further processing, and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as **ADR 592**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,

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

CC: David J.P. Smith, President, FIDC

Enclosures: ADR Frequently Asked Questions
Commitment to Submit Matter to ADR
Designation of Representative/Counsel