



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

March 2, 2012

Theodore Kowalczyk  
Bill Owens for Congress  
P.O. Box 1575  
Plattsburgh, NY 12901

Re: ADR 605 (RAD 12L-08)  
Bill Owens for Congress and Theodore Kowalczyk, Treasurer

Dear Mr. Kowalczyk:

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 Reports Analysis Division (RAD) was based on a review of reports filed by Bill Owens for Congress which reflect a possible failure to comply with the Federal Election Campaign Act of 1971, as amended.

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 Bill Owens for Congress and Theodore Kowalczyk, Treasurer, Respondents or the Committee). 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 would conclude 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:

RAD referred Bill Owens for Congress and Theodore Kowalczyk, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on their 2009 12 Day Pre-Special, 2009 30 Day Post-Special, and 2010 12 Day Pre-Primary Reports. Respondents amended their 2009 12 Day Pre-Special, 2009 30 Day Post-Special, and 2010 12 Day Pre-Primary Reports to disclose additional receipts of \$16,565.00 and

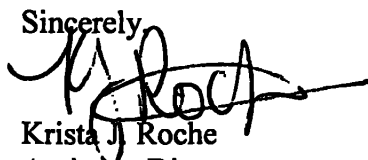
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additional disbursements of \$77,136.73, an aggregate increase in activity totaling \$93,701.73.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) 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 . 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,



Krista J. Roche  
Assistant Director  
Alternative Dispute Resolution Office

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

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