



FEDERAL ELECTION COMMISSION
Washington, DC 20463

March 9, 1999

Mr. Dick Lane
3051 Woodcrest Drive
San Jose, CA 95118

RE: MUR 4716
Dick Lane for Congress Committee, and
Dick Lane, as treasurer

Dear Mr. Lane:

On March 3, 1999, the Federal Election Commission accepted the signed conciliation agreement and civil penalty you submitted on behalf of Dick Lane for Congress Committee and you, as treasurer, in settlement of a violation of 2 U.S.C. § 434(a)(2)(A)(i) and (iii), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Dominique Dillenseger

Dominique Dillenseger
Attorney

Enclosure
Conciliation Agreement

99-04-391-1020

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
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COMMISSION MAIL ROOM

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

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Dick Lane for Congress Committee
and Dick Lane, as treasurer

MUR 4716

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities.

The Commission found probable cause to believe that Dick Lane for Congress and Dick Lane, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(2)(A)(i) and (iii).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Dick Lane for Congress Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Dick Lane for Congress Committee was the authorized principal campaign committee for Dick Lane's 1996 congressional campaign.

3. Dick Lane is the treasurer of Dick Lane for Congress Committee.

4. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires treasurers of political committees to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1).

5. In any calendar year in which a regularly scheduled election is held, authorized principal campaign committees of candidates for federal office must file quarterly reports no later than the 15th day after the last day of each calendar quarter, which shall be complete as of the last day of each calendar quarter. 2 U.S.C. § 434(a)(2)(A)(iii).

6. In a calendar year in which a regularly scheduled election is held, authorized principal campaign committees of candidates for federal office must file pre-election reports for the primary and general election no later than 12 days before any primary and general election, which shall be complete as of the 20th day before such election. 2 U.S.C. § 434(a)(2)(A)(i).

7. Pursuant to the Act, Respondents were required to file their 1996 October Quarterly Report by October 15, 1996. 2 U.S.C. § 434(a)(2)(A)(iii). Respondents filed their October Quarterly Report on November 6, 1996, 22 days after the required date. That report disclosed receipts totaling \$8,125.00 and disbursements totaling \$16,311.93 during the applicable period.

8. Pursuant to the Act, Respondents were required to file their 1996 12 Day Pre-General Report by October 24, 1996. 2 U.S.C. § 434(a)(2)(A)(i). Respondents filed their 12 Day Pre-General Report on November 6, 1996, 13 days after the required date. That report disclosed receipts totaling \$2,270.00 and disbursements totaling \$19,603.89 during the applicable period.

V. Respondents failed to timely file their 1996 October Quarterly and 12 Day Pre-General Reports, in violation of 2 U.S.C. § 434(a)(2)(A)(i) and (iii).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Seven Hundred and Fifty Dollars (\$750), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.


VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

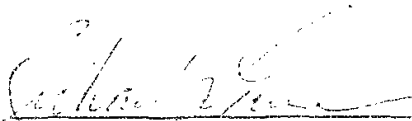
FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

3/9/99
Date

FOR THE RESPONDENTS:


Name RICHARD LAINE
Position THREASURER

2/17/99
Date

DECK LAINE FOR CONGRESS

99.04.391.1023