

RABUSE LAW FIRM

A PROFESSIONAL ASSOCIATION

DWIGHT G. RABUSE
Dwight@RabuseLaw.com

RECEIVED
FEDERAL ELECTIONS
COMMISSION

CORRESPONDENCE

2012 FEB 17 PM 12:00

OFFICE OF GENERAL
COUNSEL

527 Marquette Ave. S., Suite 1530
Historic Rand Tower
Minneapolis, MN 55402

Direct - (612) 843-3334
Main - (612) 843-3333
Fax - (612) 843-3330

February 7, 2012

Via U.S. Mail

Jeff S. Jordan
Supervisor Attorney
Office of General Counsel
Complaints Examination and Legal Administration
Federal Elections Commission
995 E Street NW
Washington D.C. 20403

RE: Pre-MUR 528

Dear Mr. Jordan:

This letter is submitted on behalf of Jean Cottington and with the approval and consent of ACPAC ACA International's counsel. Until April of 2011 Ms. Cottington was an ACA employee and Treasurer of ACPAC. In a letter dated December 1, 2011 to Alexandra Broomhead from current ACPAC Treasurer Adam Peterman, ACPAC ACA International self-reported certain "improper activity." On January 12, 2012 ACPAC ACA International received a letter from Commission Supervisory Attorney Jeff. S. Jordan addressed to "Jean Cottington c/o ACPAC ACA International." Counsel for ACA thereafter forwarded this letter to Ms. Cottington and to me as her counsel.

In my letter dated January 24, 2012, I provided a preliminary reply to Mr. Jordan's letter. In that letter I noted that there is ongoing litigation between Ms. Cottington and the ACA. That lawsuit, *Jean Cottington v. ACA International, the Association of Credit and Collection Professional and Ted Smith*, No. 27-CV-11-127488 is currently pending in state district court in Hennepin County, Minnesota. In that litigation, the parties have agreed to a Stipulation for Protective Order that was subsequently entered as an order by the court. This order provides that the parties in the litigation may designate certain materials disclosed in the litigation as "Confidential" and that the materials so designated are, as explained in the Stipulated Order, subject to special consideration. A copy of the order is enclosed.

The ACA understands that Ms. Cottington and the ACA alike must have a full ability to respond to the correspondence from the Commission's counsel. The responses and exchanges between the parties and the Commission may from time to time involve the transmission of materials that

RELIABLE ■ RESPONSIVE ■ RESULTS

RABUSE LAW FIRM, P.A.

February 7, 2012

Page 2

have been designated as Confidential in the litigation. When materials are transmitted to the Commission as part of this proceeding those document designated as Confidential will be identified as such. The parties jointly request that these materials be used by the Commission within the context of this proceeding exclusively and not otherwise disclosed.

Thank you for your attention to this matter. You will soon have a fuller reply on Ms. Cottington's behalf addressing the issues raised in your January letter.

Sincerely,

RABUSE LAW FIRM, P.A.



Dwight G. Rabuse
Attorney at Law

DGR/jmm
Enclosure

cc: Jean Cottington
V. John Ella
Sara Sidwell
Alissa Raddatz

110044M-01108