



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 25, 2000

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Brian G. Svoboda, Esq.
Perkins Coie, LLP
607 Fourteenth Street, NW
Washington, DC 20005

RE: MUR 5023
Friends of Corrine Brown

Dear Mr. Svoboda:

On August 22, 2000, the Federal Election Commission (the "Commission") accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434 (a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended. 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 this 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.

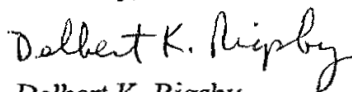
Information derived in connection with any conciliation attempt will not become public without the written consent of the respondents and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Brian G. Svoboda, Esq.

Page 2

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,



Delbert K. Rigsby
Attorney

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
)
)
)

MUR 5023

Friends of Corrine Brown and
Gloria Simmons, as treasurer

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF CHIEF COUNSEL
AUG 9 12 21 PM '00

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 reason to believe that Friends of Corrine Brown and Gloria Simmons, as treasurer, (collectively referred to as Respondents), violated 2 U.S.C. § 434(a)(6)(A).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

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. Friends of Corrine Brown is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Gloria Simmons is the treasurer of Friends of Corrine Brown.

3. The principal campaign committee of a candidate shall notify the Secretary or the Commission, and the Secretary of State, as appropriate, in writing, of any contribution of \$1,000 or more received by any authorized committee of such candidate after the 20th day, but more than 48 hours before, any election. 2 U.S.C. § 434(a)(6)(A). This notification shall be made within 48 hours after the receipt of such contribution and shall include the name of the candidate and the office sought by the candidate, the identification of the contributor, and the date of receipt and amount of the contribution. 2 U.S.C. § 434(a)(6)(A).

4. Friends of Corrine Brown was the principal campaign committee of the candidate, Corrine Brown, during the 1998 election cycle for her candidacy for the United States House of Representatives from the Third District of Florida.

5. The primary election was held on September 1, 1998. The Committee failed to file 48-hour notices on four contributions totaling \$7,500.

6. The general election was held on November 3, 1998. The Committee failed to file 48-hour notices on 23 contributions totaling \$33,500.

7. Respondents contend that they have made significant improvements and incurred significant expense to remedy their internal compliance procedures and comply fully with the requirement. Nonetheless, Respondents have admitted that they could not document that all required 48-hour notices were filed.

V. Respondents violated 2 U.S.C. § 434(a)(6)(A) by failing to file 48-hour notices on four contributions to the primary election totaling \$7,500, and on 23 contributions to the general election totaling \$33,500.

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of \$5,200, 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 among the parties on the matters raised herein, and no other statement, promise or agreement, either written or oral, made by any party or by agents of any party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION

Lawrence M. Noble
General Counsel

BY: Kim Leslie Bright
Kim Leslie Bright
Associate General Counsel

8/25/00
Date

FOR THE RESPONDENTS

BY: Brian G. Svoboda
Brian G. Svoboda
Counsel for Respondents

8-9-2000
Date