



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Paul E. Sullivan, Esq.  
Sullivan & Mitchell, P.L.L.C.  
1100 Connecticut Ave., N.W. Suite 330  
Washington, D.C. 20036

April 5, 1999

RE: MUR 4632  
Nevada State Republican Central Committee  
and Ronald F. Ryan, as treasurer.

Dear Mr. Sullivan:

On March 31, 1999, the Federal Election Commission accepted the signed conciliation agreement submitted on your behalf in settlement of violations of 2 U.S.C. §§ 432(a), 433(c), 434(a)(4)(B), 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,

A handwritten signature in cursive script, appearing to read "April J. Sands".

April J. Sands  
Attorney

Enclosure  
Conciliation Agreement

99.04.391.2069

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 4632  
The Nevada State Republican Central Committee )  
and Ronald F. Ryan, as Treasurer )

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 the Nevada State Republican Central Committee and Ronald F. Ryan, as treasurer ("Respondents"), violated 2 U.S.C. §§ 432(a), 433(c), and 434(a)(4)(B).

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:
  - A. The Nevada State Republican Central Committee is a political committee within the meaning of 2 U.S.C. § 431(4) and is not an authorized committee of any candidate. The Committee elected to file its reports with the Commission on a monthly basis.
  - B. Ronald F. Ryan is the treasurer of the Nevada State Republican Central Committee.
  - C. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that all political committees other than authorized committees of a candidate shall file either monthly or quarterly reports. In all calendar years, monthly reports shall be filed no later than the 20th day after the last day of the month and shall be complete as of the last day of the month,

except that, in lieu of filing the reports otherwise due in November and December of any year in which a regularly scheduled general election is held, a pre-general election report shall be filed no later than the 12th day before any election in which such candidate is seeking election, or nomination for election, and shall be complete as of the 20th day before such election; a post-general report shall be filed no later than the 30th day after any general election in which the candidate has sought election, and which shall be complete as of the 20th day after such general election; and a year end report shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434 (a)(4)(B).

D. The Act further requires that every political committee shall have a treasurer, and that no contribution or expenditure shall be accepted or made by or on behalf of a political committee during any period in which the office of treasurer is vacant. No expenditure shall be made for or on behalf of a political committee without the authorization of the treasurer or his or her designated agent. 2 U.S.C. § 432(a).

E. Pursuant to Section 433(c) of the Act, any change in information previously submitted in a statement of organization shall be reported in accordance with section 432(g) no later than 10 days after the date of the change. 2 U.S.C. § 433(c).

F. On April 10, 1996, in a prior matter, the Committee entered into a conciliation agreement with the Commission for violation of 2 U.S.C. § 434(a)(4)(B).

G. During the 1995-96 election cycle, Respondents were required to file, inter alia, monthly reports no later than the 20th day after the last day of each month, and the 1995 Year-End report no later than January 31, 1996.

H. Respondents failed to timely file the following reports. The 1995 February Monthly report, which disclosed \$10,031 in receipts and \$19,260 in disbursements, was not filed until September 5, 1995, 197 days late. The 1995 March Monthly report, which disclosed \$14,219 in receipts and \$3,736 in disbursements, was not filed until November 20, 1995, 245 days late. The 1995 April Monthly report, which disclosed \$3,200 in receipts and \$9,910 in disbursements, was not filed until November 20, 1995, 214 days late. The 1995 May Monthly

2702 163 40 66

report, which disclosed \$3,665 in receipts and \$15,356 in disbursements, was not filed until November 20, 1995, 184 days late. The 1995 June Monthly report, which disclosed \$17,111 in receipts and \$6,613 in disbursements, was not filed until November 20, 1995, 153 days late. The 1995 July Monthly report, which disclosed \$25,205 in receipts and \$15,935 in disbursements, was not filed until November 20, 1995, 123 days late. The 1995 August Monthly report, which disclosed \$9,848 in receipts and \$13,141 in disbursements, was not filed until March 1, 1996, 194 days late. The 1995 September Monthly report, which disclosed \$67,406 in receipts and \$26,737 in disbursements, was not filed until April 1, 1996, 194 days late. The 1995 October Monthly report, which disclosed \$108,660 in receipts and \$79,136 in disbursements, was not filed until May 13, 1996, 206 days late. The 1995 November Monthly report, which disclosed \$136,900 in receipts and \$87,825 in disbursements, was not filed until May 28, 1996, 190 days late. The 1995 December Monthly report, which disclosed \$127,842 in receipts and \$101,673 in disbursements, was not filed until May 28, 1996, 160 days late. The 1995 Year End report, which disclosed \$8,812 in receipts and \$123,009 in disbursements, was not filed until June 6, 1996, 127 days late. The 1996 February Monthly report, which disclosed \$106,599 in receipts and \$56,943 in disbursements, was not filed until May 13, 1996, 83 days late. The 1996 March Monthly report, which disclosed \$44,820 in receipts and \$44,784 in disbursements, was not filed until May 13, 1996, 54 days late. The 1996 April Monthly report, which disclosed \$40,750 in receipts and \$46,197 in disbursements, was not filed until May 13, 1996, 23 days late.

I. In addition, the Committee experienced a change in the office of the treasurer on or before March 16, 1995, when Bob Beers resigned. Consequently, the Respondents were required to submit an amended Statement of Organization notifying the Commission that a change in the Committee treasurer occurred no later than ten days after the date of the change. The Respondents did not notify the Commission of the change in the office of the treasurer until April 12, 1995.

J. The office of treasurer of the Committee was vacant from, at the latest, March 16, 1995 through June 26, 1995, and again from August 7, 1995 through August 26, 1995, during which times Respondents received contributions and made expenditures.

V. Respondents failed to timely file fifteen reports with the Commission in violation of 2 U.S.C. § 434(a)(4)(B). In addition, Respondents failed to timely submit an amended Statement of Organization following a change in the office of treasurer in violation of 2 U.S.C. § 433(c). Respondents also received contributions and made expenditures without the authorization of a treasurer during periods in which the treasurer's position was vacant in violation of 2 U.S.C. § 432 (a).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of fifty thousand dollars (\$50,000) pursuant to 2 U.S.C. § 437g(a)(5)(A) in the following manner: Respondents will submit an initial payment of twelve thousand five hundred dollars (\$12,500) to the Commission no later than March 31, 1999. The second payment in the amount of twelve thousand five hundred dollars (\$12,500) will be submitted no later than June 30, 1999. The third payment of twelve thousand five hundred dollars (\$12,500) will be submitted no later than September 30, 1999. The fourth payment of twelve thousand five hundred dollars (\$12,500), the balance of the civil penalty, will be submitted no later than December 31, 1999.

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

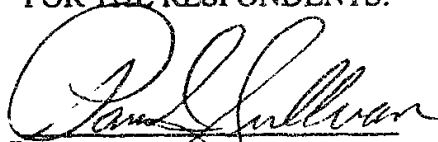
BY:

  
Lois G. Lerner  
Associate General Counsel

Date

4/5/1999

FOR THE RESPONDENTS:



Paul E. Sullivan, Esq.  
Counsel for Nevada State  
Republican Central Committee

Date

February 17, 1999