



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2008

DATE SCANNED 10-19-09

SCANNER NO. 2

SCAN OPERATOR JALP

29092642587



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 30, 2009

MEMORANDUM

SENSITIVE

TO: THE COMMISSION

THROUGH: ROBERT A. HICKEY
STAFF DIRECTOR

FROM: JOHN D. GIBSON
CHIEF COMPLIANCE OFFICER

PATRICIA CARMONA *DC for PC*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

BY: NATALIYA IOFFE/RHIANNON MAGRUDER/SARI PICKERALL *RM*
COMPLIANCE BRANCH

SUBJECT: REASON TO BELIEVE RECOMMENDATION - 2008 12 DAY PRE-
GENERAL REPORT (UNAUTHORIZED QUARTERLY FILERS) AND
30 DAY POST-GENERAL REPORT (UNAUTHORIZED/AUTHORIZED
FILERS) FOR THE ADMINISTRATIVE FINE PROGRAM

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2009 MAR 30 3:28

Attached are three lists of political committees and their treasurers who failed to file or timely file the 2008 12 Day Pre-General and/or the 2008 30 Day Post-General Report(s) in accordance with 2 U.S.C. 434(a). The first list is comprised of unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2008 through October 15, 2008, and failed to file or timely file the 2008 12 Day Pre-General Report. The second list is comprised of unauthorized committees that failed to file or timely file the 2008 30 Day Post-General Report. The third list is comprised of authorized committees of candidates who participated in the November 4, 2008 General Election that failed to file or timely file the 30 Day Post-General Report.

The committees appearing on the 2008 12 Day Pre-General Report list either filed the report more than five (5) days after the due date but prior to four (4) days before the 2008 General Election (considered a late filed report), or failed to file the report prior to four (4) days before the General Election (considered a non-filed report). The committees appearing on the 30 Day Post-General Report list either failed to file the report, filed the report more than five (5) days after the due date but within thirty (30) days of the due date (considered a late filed report),

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or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with 11 C.F.R. 111.43, these committees should be assessed the civil money penalties indicated in the attachments.

As noted above, the 2008 12 Day Pre-General Report circulation list includes unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2008 through October 15, 2008, but failed to file or timely file the 2008 12 Day Pre-General Election report. In order to accurately identify these committees for administrative fine purposes, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 12 Day Pre-General Report (12G) submitted by an unauthorized quarterly filer was reviewed to ensure that it disclosed General Election contributions or expenditures made during the coverage dates of the report. Any report meeting this definition that was filed late is included in the list. Any report not disclosing general election contributions or expenditures during this period is not included in the list, as it is not a required filing.
- Every 30 Day Post-General Report (30G) submitted by an unauthorized quarterly filer that covered the period from October 1, 2008 through November 24, 2008 (55 days) was reviewed for activity which would have required the filing of a 12G. If our research indicated that a 12G was required, we utilized a three-step method to arrive at the activity on which to base the 12G fine amount. First, we took the sum of all itemized receipts and disbursements that should have been disclosed on a 12G. Second, if the committee had any unitemized activity, a per diem level of this activity was calculated by multiplying the total amount of unitemized activity on the report by 27% (15 days (12G Filing Period)/55 days (30G Filing Period)). Third, we took the sum of the amounts calculated in steps one and two to arrive at the level of activity assigned to the 12G. If the same committee also failed to file the 30G in a timely manner, we based the 30G fine on the amount of the remaining level of activity. We arrived at this amount by subtracting the level of activity assigned to the 12G from the total amount of activity disclosed on the 30G. In this case, the committee will appear on both lists and will be assessed a fine for both the 12G and 30G based on the estimated levels of activity described above.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Reports violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Reports.
2. Send the appropriate letters.

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Federal Election Commission
Reason to Believe Circulation Report
2008 PRE-GENERAL Election Sensitive 10/23/2008 UNAUTH_Q

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1956	C00213231	A DUDA & SONS, INC. POLITICAL ACTION COMMITTEE	TRACY DUDA CHAPMAN	\$116,833	0	12/3/2008	Not Filed	\$8,250	\$600
1957	C00295097	AMERICAN IRON AND STEEL INSTITUTE POLITICAL ACTION COMMITTEE (STEEL PAC)	THOMAS GIBSON	\$251,156	0	12/4/2008	Not Filed	\$4,000	\$500
1958	C00034645	AMERICAN SOCIETY FOR CLINICAL LABORATORY SCIENCE POLITICAL ACTION COMMITTEE (FKA ASMT/PAC)	LINDA HICKOK	\$110,237	1	11/6/2008	Not Filed	\$1,000	\$625
1959	C00211250	AON CORPORATION POLITICAL ACTION COMMITTEE	PAUL HAGY	\$615,146	0	10/31/2008	Not Filed	\$27,258	\$1,400
1960	C00249359	BAKERY CONFECTIONERY TOBACCO WKRS & GRAIN MILLERS INTL UNION LOCAL 19 POL ORG 'BCTGM'	THOMAS EDWARD	\$129,499	0	12/18/2008	Not Filed	\$2,893	\$500
1962	C00372862	BIKES BELONG COALITION, LTD. POLITICAL ACTION COMMITTEE	GARY SJOQUIST	\$109,242	0	12/8/2008	Not Filed	\$3,010	\$500
1963	C00390583	BROWNSTEIN HYATT FARBER SCHRECK POLITICAL ACTION COMMITTEE	STEVEN DEMBY	\$309,005	0	12/4/2008	Not Filed	\$2,000	\$500
1964	C00386300	CALUMET PAC	TERRENCE BRONOWSKI	\$496,285	0	12/1/2008	Not Filed	\$14,000	\$900
1965	C00099937	COOPER INDUSTRIES POLITICAL ACTION COMMITTEE	MR. TYLER W. JOHNSON	\$314,852	0	10/30/2008	7	\$7,000	\$170

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1966	C00130187	DADE COUNTY FIRE FIGHTERS, LOCAL 1403 PAC	JOAQUIN DEL CUETO	\$290,798	0	12/17/2008	Not Filed	\$8,829	\$600
1967	C00004952	ELECTRIC POWER ASSOCIATIONS OF MISSISSIPPI ACTION COMMITTEE FOR RURAL ELECTRIFICATION	MR. MICHAEL CALLAHAN	\$468,071	0	12/8/2008	Not Filed	\$3,000	\$500

1969	C00431981	HOMECARE & HOSPICE PAC	RUTH L. CONSTANT	\$252,603	0	11/26/2008	Not Filed	\$6,063 (est)	\$600
1970	C00138966	INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 68 POLITICAL ACTION COMMITTEE	JOHN LOMBARDO	\$117,532	0	11/4/2008	Not Filed	\$8,500	\$600
1971	C00388462	ITC HOLDINGS CORP. PAC	ANNE JINKS	\$158,856	0	12/3/2008	Not Filed	\$2,240 (est)	\$500
1972	C00212522	KELLY SERVICES INC POLITICAL ACTION COMMITTEE (KELLYPAC)	JAMES D. MCINTIRE	\$155,917	0	1/31/2009	Not Filed	\$31,700	\$1,400

1974	C00409631	LOUISIANA REFORM PAC	JOHN C. SCHMIDT	\$405,337	0	2/27/2009	Not Filed	\$84,182	\$4,000
1975	C00272724	MAYNARD COOPER AND GALE PC PAC	EDWARD A. HOSP	\$122,266	0	12/4/2008	Not Filed	\$4,038 (est)	\$500
1976	C00421008	METAL LATHERS LOCAL 46 PAC	ROBERT LEDWITH	\$264,728	1	12/10/2008	Not Filed	\$8,138 (est)	\$750
1977	C00233304	NATIONAL ASSOCIATION OF INDUSTRIAL AND OFFICE PROPERTIES, DEVELOPMENT PAC (NAIOP-PAC)	ELIZABETH R. GREENE	\$422,814	0	12/4/2008	Not Filed	\$9,179 (est)	\$600

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1978	C00072025	NATIONAL RURAL LETTER CARRIERS' ASSOCIATION POLITICAL ACTION COMMITTEE	MR. ANTHONY VILARDO	\$2,125,755	0	11/13/2008	Not Filed	\$14,977	\$900
1979	C00167627	NORTEL POLITICAL ACTION COMMITTEE	MARY JO DORR	\$240,104	0	12/3/2008	Not Filed	\$8,869	\$600
1980	C00216754	NORTH CAROLINA FARM BUREAU FEDERATION INC POL ACT CMTE INC (AKA) NC FARM BUREAU FARMPAC	H. JULIAN PHILPOTT, JR.	\$187,936	0	12/4/2008	Not Filed	\$3,058 (est)	\$500
1981	C00134742	PLASTERERS' AND CEMENT MASONS' ACTION COMMITTEE	EARL F. HURD	\$102,460	0	1/7/2009	Not Filed	\$3,589 (est)	\$500
1982	C00237065	PORTLAND CEMENT ASSOCIATION INC. PCA PAC	MR. RICHARD C. CREIGHTON	\$245,129	0	1/6/2009	Not Filed	\$2,240	\$500
1983	C00025395	PUBLIC SERVICE COMPANY OF NEW MEXICO RESPONSIBLE CITIZENS GROUP	MR. THOMAS SATEGNA	\$109,257	1	12/8/2008	Not Filed	\$2,873 (est)	\$625
1984	C00432252	REGIONS FINANCIAL CORPORATION POLITICAL ACTION COMMITTEE	VIRGINIA BEAR	\$887,679	0	12/1/2008	Not Filed	\$13,251 (est)	\$900
1985	C00174011	RETAIL, WHOLESALE & DEPARTMENT STORE UNION COMMITTEE ON POLITICAL EDUCATION (RWDSU COPE)	STUART H. APPELBAUM	\$181,673	0	11/5/2008	Not Filed	\$20,776	\$900
1986	C00220053	RICELAND FOODS, INC. PAC	BILL J. REED	\$124,465	0	12/5/2008	Not Filed	\$5,000	\$600
1987	C00428268	RIGHT TRACK PAC	HAL HYNEMAN	\$171,312	0	10/30/2008	7	\$23,013	\$220
1988	C00381459	SOCIETY FOR VASCULAR SURGERY POLITICAL ACTION COMMITTEE	REBECCA MARON	\$182,712	1	12/4/2008	Not Filed	\$3,102 (est)	\$625

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1989	C00120030	SOCIETY OF INDEPENDENT GASOLINE MARKETERS OF AMERICA PAC	ELAINE TALBOTT	\$495,580	0	12/1/2008	Not Filed	\$6,250	\$600
1990	C00148155	ST. LOUISANS FOR BETTER GOVERNMENT	SHELDON SANDMEL	\$115,326	1	11/6/2008	Not Filed	\$3,049	\$625

1992	C00228296	THE ASCAP LEGISLATIVE FUND FOR THE ARTS	SUSAN BOLTERSDORF	\$294,359	0	11/4/2008	Not Filed	\$7,189	\$600
1993	C00165878	UNITED EMP PAC, CENTRAL LOUISIANA ELECTRIC CO. INC.	MELISSA LOHMAN	\$207,535	0	11/24/2008	Not Filed	\$9,137	\$600
1994	C00235036	ZURICH HOLDING COMPANY OF AMERICA COMMITTEE FOR GOOD GOVERNMENT (Z-PAC)	THOMAS A. BRADLEY	\$610,834	0	11/4/2008	Not Filed	\$8,980	\$600

Federal Election Commission
Reason to Believe Circulation Report
2008 POST-GENERAL Not Election Sensitive 12/04/2008 UNAUTH

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
1995	C00010322	AMERICAN POSTAL WORKERS UNION COMMITTEE ON POLITICAL ACTION	TERRY R. STAPLETON	\$4,618,749	0	12/11/2008	7	\$467,571	\$3,900
1997	C00406405	BLOGPAC	CHRISTOPHER BOWERS	\$254,195	0	12/13/2008	9	\$60,625	\$975
1998	C00415752	BORDER HEALTH FEDERAL PAC	ERNIE PEREZ	\$802,565	0	1/29/2009	Not Filed	\$100,107	\$4,500
1999	C00165803	BUNCOMBE COUNTY REPUBLICAN PARTY	EDWARD S. OSADA	\$120,422	0	1/9/2009	Not Filed	\$6,675	\$300
2000	C00410589	CERNER CORPORATION	MARC NAUGHTON	\$263,666	0	12/26/2008	22	\$10,288	\$210
2001	C00130187	DADE COUNTY FIRE FIGHTERS, LOCAL 1403 PAC	JOAQUIN DEL CUETO	\$325,873	0	12/10/2008	6	\$35,074	\$320
2002	C00214304	DELHAIZE AMERICA POLITICAL ACTION COMMITTEE	TEROSS W. YOUNG	\$119,775	2	1/12/2009	Not Filed	\$17,149	\$750
2004	C00362178	FAMILY-PAC FEDERAL	D. PAUL CAPRIO	\$119,333	1	12/29/2008	25	\$5,249	\$218

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2005	C00354613	INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE	MARTIN MASCUILLI	\$129,868	0	1/9/2009	Not Filed	\$9,629	\$300
2006	C00276253	INTERNATIONAL BROTHERHOOD OF PAINTERS AND ALLIED TRADES DISTRICT COUNCIL 21 PAC	JOSEPH ASHDALE	\$1,553,623	0	1/8/2009	Not Filed	\$213,959	\$6,500
2007	C00212522	KELLY SERVICES INC POLITICAL ACTION COMMITTEE (KELLYPAC)	JAMES D. MCINTIRE	\$165,194	0	1/31/2009	Not Filed	\$9,277	\$300
2008	C00001743	LOCAL 1814 INTERNATIONAL LONGSHOREMENS ASSOC AFL-CIO POLITICAL ACTION AND EDUCATION FUND	ANTHONY GRAFFINO	\$196,630	0	3/19/2009	Not Filed	\$10,252	\$500
2009	C00409631	LOUISIANA REFORM PAC	JOHN C. SCHMIDT	\$437,034	0	2/27/2009	Not Filed	\$31,696	\$900
2010	C00170696	MARSHALL AND ILSLEY CORPORATION POLITICAL ACTION COMMITTEE	DYANA L. PAPERFUS	\$132,557	0	1/6/2009	Not Filed	\$44,233	\$900
2011	C00421008	METAL LATHERS LOCAL 46 PAC	ROBERT LEDWITH	\$279,765	1	12/10/2008	6	\$15,037 (est)	\$162
2012	C00366922	METROPOLITAN TRANSPORTATION AUTHORITY POLICE BENEVOLENT ASSOCIATION PAC	RAYMOND GIMMLER	\$144,220	0	1/9/2009	Not Filed	\$11,485	\$500
2013	C00376384	MONROE COUNTY DEMOCRATIC COMMITTEE	LEIGH KEGERREIS	\$1,282,381	1	2/3/2009	Not Filed	\$18,918	\$625
2014	C00092247	NATIONAL ORGANIZATION FOR WOMEN PAC	LATIFA LYLES	\$489,092	0	12/23/2008	19	\$17,000	\$195
2015	C00452854	NEWAYGO COUNTY DEMOCRATIC EXECUTIVE COMMITTEE	CHARLES D. BENHAM	\$145,342	0	12/30/2009	Not Filed	\$8,713 (est)	\$300

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2016	C00362210	O'NEILL AND ASSOCIATES PAC	SUSAN WATSON	\$109,606	0	1/14/2009	Not Filed	\$11,422	\$500
2017	C00165324	PHILADELPHIA JOINT BOARD UNITE HERE TIPS	MS. MILDRED SALDANA	\$153,568	0	2/23/2009	Not Filed	\$643	\$250
2018	C00134742	PLASTERERS' AND CEMENT MASONS' ACTION COMMITTEE	EARL F. HURD	\$114,160	0	1/7/2009	Not Filed	\$11,699 (est)	\$500
2019	C00192849	PLUMBERS AND PIPEFITTERS LOCAL UNION 74	VICTOR SALVATORE	\$103,604	0	1/6/2009	Not Filed	\$2,379	\$250
2020	C00143362	PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE	PHIL TRUCKS, JR.	\$259,305	2	12/30/2008	26	\$16,460	\$345
2021	C00237065	PORTLAND CEMENT ASSOCIATION INC. PCA PAC	MR. RICHARD C. CREIGHTON	\$247,169	0	1/6/2009	Not Filed	\$2,040	\$250
2022	C00406553	PROGRESSIVE VOTERS OF AMERICA	PHILIP FIERMONTE	\$194,586	0	12/11/2008	7	\$50,021	\$825
2023	C00363812	RECREATIONAL FISHING ALLIANCE, PAC	TONI STEFANO	\$104,892	2		Not Filed	\$20,978 (est)	\$750
2024	C00153379	SIERRA PACIFIC EMPLOYEES POLITICAL ACTION COMMITTEE	JOHN VINSKI	\$140,541	1	12/11/2008	7	\$13,520	\$168
2025	C00278788	SUFFOLK COUNTY DETECTIVES ASSN INC., POLITICAL ACTION COMMITTEE	WILLIAM RATHJEN	\$173,246	2	1/6/2009	Not Filed	\$12,655	\$750
2026	C00363689	TALLATCHEE CREEK INC. PAC	ELIZABETH EMBER CONATSER	\$493,267	0	1/2/2009	29	\$40,900	\$780

AF#	Committee ID	Committee Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2028	C00400135	UNITED HEALTH SERVICES PAC, INC.	CHRIS C. DOWNING	\$192,434	0	1/8/2009	Not Filed	\$19,105	\$500
2029	C00377549	USAFARMWORKERPAC	STUART J. MITCHELL	\$104,586	0	12/30/2008	26	\$864	\$155
2030	C00417063	WEST VIRGINIA REPUBLICAN PARTY, INC.	MARY V. RIGGALL	\$880,366	0	12/15/2008	11	\$27,446	\$420
2031	C00048181	WISCONSIN BANKERS ASSOCIATION (WISBANKPAC)	MRS. DEBORAH RUFER	\$241,494	0	12/10/2008	6	\$27,016	\$320

Federal Election Commission
Reason to Believe Circulation Report
2008 POST-GENERAL Not Election Sensitive 12/04/2008 AUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2033	C00449876	COMMITTEE TO ELECT MARY WRIGHT	WRIGHT, MARY D.	MARY WRIGHT	\$343,017	1		Not Filed	\$57,169 (est)	\$3,375
2034	C00418293	COMMITTEE TO RE-ELECT HENRY HANK JOHNSON	JOHNSON, HENRY C. JR.	MALCOLM A. CUNNINGHAM	\$748,019	0	1/13/2009	Not Filed	\$52,265	\$2,700
2036	C00448241	DOUG TUDOR FOR CONGRESS	TUDOR, DOUGLAS DAVID	JON P. TUDOR	\$241,978	2	12/30/2008	26	\$37,596	\$1,080
2038	C00393041	FRIENDS OF AMATA	COLEMAN, AJUMUA AMATA	MICHAEL LAWRENCE USLE	\$201,698	1	12/14/2008	10	\$37,039	\$500
2039	C00446641	JACK HOOGENDYK FOR US SENATE	HOOGENDYK JR, JACK	JACK HOOGENDYK	\$602,428	0	12/12/2008	8	\$177,298	\$2,000
2040	C00317842	KILPATRICK FOR UNITED STATES CONGRESS	KILPATRICK, CAROLYN MS.	MR. CARL STAFFORD	\$2,084,372	0	12/10/2008	6	\$37,329	\$320
2041	C00449629	REED FOR US SENATE 2008 INC	REED, CHRISTOPHER	KIMBERLY REED	\$117,880	0	1/14/2009	Not Filed	\$26,742	\$900
2042	C00449231	STRATEN FOR CONGRESS INC	STRATEN, ROLAND	RICHARD HOLLAND	\$139,752	0	12/10/2008	6	\$19,399	\$130

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation --)
2008 12 Day Pre-General)
Report(Unauthorized Quarterly Filers) and)
30 Day Post-General Report)
(Unauthorized/Authorized Filers) for the)
Administrative Fine Program (2008 Post)
General) (UNAUTH):)
TALLATCHEE CREEK INC. PAC, and) AF# 2026
CONATSER, ELIZABETH EMBER as)
treasurer;)
PLUMBERS LOCAL 519 POLITICAL) AF# 2020
ACTION COMMITTEE, and PHIL)
TRUCKS JR as treasurer;)
USAFARMWORKERPAC, and STUART J) AF# 2029
MITCHELL as treasurer;)
FAMILY-PAC FEDERAL, and D PAUL) AF# 2004
CAPRIO as treasurer;)
CERNER CORPORATION, and) AF# 2000
NAUGHTON, MARC as treasurer;)
NATIONAL ORGANIZATION FOR) AF# 2014
WOMEN PAC, and LYLES^LATIFA^^ as)
treasurer;)
WEST VIRGINIA REPUBLICAN PARTY,) AF# 2030
INC., and RIGGALL, MARY V. as)
treasurer;)
BLOGPAC, and BOWERS,) AF# 1997
CHRISTOPHER as treasurer;)
COMMITTEE ON POLITICAL ACTION) AF# 1995
OF THE AMERICAN POSTAL)
WORKERS UNION, AFL-CIO, and)
TERRY STAPLETON as treasurer;)
PROGRESSIVE VOTERS OF AMERICA,) AF# 2022
and PHILIP FIERMONTE as treasurer;)
SIERRA PACIFIC EMPLOYEES) AF# 2024
POLITICAL ACTION COMMITTEE, and)
VINSKI, JOHN as treasurer;)

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Federal Election Commission
Certification for Administrative Fines
March 31, 2009

DADE COUNTY FIRE FIGHTERS,) AF# 2001
LOCAL 1403 PAC, and DEL CUETO,)
JOAQUIN as treasurer;)
METAL LATHERS LOCAL 46 PAC, and) AF# 2011
ROBERT LEDWITH as treasurer;)

WISCONSIN BANKERS ASSOCIATION) AF# 2031
(WISBANKPAC), and RUFER,)
DEBORAH MRS. as treasurer;)

BORDER HEALTH FEDERAL PAC, and) AF# 1998
ERNIE PEREZ as treasurer;)
BUNCOMBE COUNTY REPUBLICAN) AF# 1999
PARTY, and EDWARD S OSADA as)
treasurer;)
DELHAIZE AMERICA, INC. POLITICAL) AF# 2002
ACTION COMMITTEE, and YOUNG,)
TEROSS W as treasurer;)

INT LONGSHOREMENS ASSOC (ILA)) AF# 2005
LOCAL 1291 POLITICAL ACTION)
COMMITTEE, and MARTIN MASCUILLI)
as treasurer;)
INTERNATIONAL BROTHERHOOD OF) AF# 2006
PAINTERS AND ALLIED TRADES)
DISTRICT COUNCIL 21 PAC, and)
ASHDALE, JOSEPH as treasurer;)
KELLY SERVICES INC POLITICAL) AF# 2007
ACTION COMMITTEE (KELLYPAC),)
and JAMES D MCINTIRE as treasurer;)
LOCAL 1814 INTERNATIONAL) AF# 2008
LONGSHOREMENS ASSOC AFL-CIO)
POLITICAL ACTION AND EDUCATION)
FUND, and ANTHONY GRAFFINO as)
treasurer;)
LOUISIANA REFORM PAC, and) AF# 2009
SCHMIDT, JOHN C as treasurer;)

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Federal Election Commission
Certification for Administrative Fines
March 31, 2009

MARSHALL AND ILSLEY CORPORATION POLITICAL ACTION COMMITTEE, and DYANA L PAPPENFUS as treasurer;	)	AF# 2010
METROPOLITAN TRANSPORTATION AUTHORITY POLICE BENEVOLENT ASSOCIATION PAC, and RAYMOND GIMMLER as treasurer;	)	AF# 2012
MONROE COUNTY DEMOCRATIC COMMITTEE, and KEGERREIS, LEIGH as treasurer;	)	AF# 2013
NEWAYGO COUNTY DEMOCRATIC EXECUTIVE COMMITTEE, and CHARLES D BENHAM as treasurer;	)	AF# 2015
O'NEILL AND ASSOCIATWS PAC, and SUSAN WATSON as treasurer;	)	AF# 2016
PHILADELPHIA JOINT BOARD UNITE HERE TIPS, and MS MILDRED SALDANA as treasurer;	)	AF# 2017
PLASTERERS' AND CEMENT MASONS' ACTION COMMITTEE, and HURD, EARL F as treasurer;	)	AF# 2018
PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and VICTOR SALVATORE as treasurer;	)	AF# 2019
PORTLAND CEMENT ASSOCIATION INC. PCA PAC, and RICHARD C. CREIGHTON MR. as treasurer;	)	AF# 2021
RECREATIONAL FISHING ALLIANCE, PAC, and TONI STEFANO as treasurer;	)	AF# 2023
SUFFOLK COUNTY DETECTIVES ASSN INC., POLITICAL ACTION COMMITTEE, and WILLIAM RATHJEN, TREASURER as treasurer;)	AF# 2025
UNITED HEALTH SERVICES PAC, INC., and CHRIS C DOWNING as treasurer;)	AF# 2028

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CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on March 31, 2009 the Commission took the following actions on the Reason To Believe Recommendation – 2008 12 Day Pre-General Report (Unauthorized Quarterly Filers) and 30 Day Post-General Report (Unauthorized/Authorized Filers) for the Administrative Fine Program (2008 Post General) (UNAUTH) as recommended in the Reports Analysis Division's Memorandum dated March 30, 2009, on the following committees:

AF#2026 Decided by a vote of 6-0 to: (1) find reason to believe that TALLATCHEE CREEK INC. PAC, and CONATSER, ELIZABETH EMBER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2020 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS LOCAL 519 POLITICAL ACTION COMMITTEE, and PHIL TRUCKS JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2029 Decided by a vote of 6-0 to: (1) find reason to believe that USAFARMWORKERPAC, and STUART J MITCHELL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2004 Decided by a vote of 6-0 to: (1) find reason to believe that FAMILY-PAC FEDERAL, and D PAUL CAPRIO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2000 Decided by a vote of 6-0 to: (1) find reason to believe that CERNER CORPORATION, and NAUGHTON, MARC as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2014 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL ORGANIZATION FOR WOMEN PAC, and LYLES^LATIFA^^ as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2030 Decided by a vote of 6-0 to: (1) find reason to believe that WEST VIRGINIA REPUBLICAN PARTY, INC., and RIGGALL, MARY V. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1997 Decided by a vote of 6-0 to: (1) find reason to believe that BLOGPAC, and BOWERS, CHRISTOPHER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1995 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE ON POLITICAL ACTION OF THE AMERICAN POSTAL WORKERS UNION, AFL-CIO, and TERRY STAPLETON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2022 Decided by a vote of 6-0 to: (1) find reason to believe that PROGRESSIVE VOTERS OF AMERICA, and PHILIP FIERMONTE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2024 Decided by a vote of 6-0 to: (1) find reason to believe that SIERRA PACIFIC EMPLOYEES POLITICAL ACTION COMMITTEE, and VINSKI, JOHN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate

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letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2001 Decided by a vote of 6-0 to: (1) find reason to believe that DADE COUNTY FIRE FIGHTERS, LOCAL 1403 PAC, and DEL CUETO, JOAQUIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2011 Decided by a vote of 6-0 to: (1) find reason to believe that METAL LATHERS LOCAL 46 PAC, and ROBERT LEDWITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2031 Decided by a vote of 6-0 to: (1) find reason to believe that WISCONSIN BANKERS ASSOCIATION (WISBANKPAC), and RUFER, DEBORAH MRS. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1998 Decided by a vote of 6-0 to: (1) find reason to believe that BORDER HEALTH FEDERAL PAC, and ERNIE PEREZ as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#1999 Decided by a vote of 6-0 to: (1) find reason to believe that BUNCOMBE COUNTY REPUBLICAN PARTY, and EDWARD S OSADA as treasurer violated 2

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U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2002 Decided by a vote of 6-0 to: (1) find reason to believe that DELHAIZE AMERICA, INC. POLITICAL ACTION COMMITTEE, and YOUNG, TEROSS W as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2005 Decided by a vote of 6-0 to: (1) find reason to believe that INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE, and MARTIN MASCULLI as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2006 Decided by a vote of 6-0 to: (1) find reason to believe that INTERNATIONAL BROTHERHOOD OF PAINTERS AND ALLIED TRADES DISTRICT COUNCIL 21 PAC, and ASHDALE, JOSEPH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2007 Decided by a vote of 6-0 to: (1) find reason to believe that KELLY SERVICES INC POLITICAL ACTION COMMITTEE (KELLYPAC), and JAMES D MCINTIRE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2008 Decided by a vote of 6-0 to: (1) find reason to believe that LOCAL 1814 INTERNATIONAL LONGSHOREMENS ASSOC AFL-CIO POLITICAL ACTION AND EDUCATION FUND, and ANTHONY GRAFFINO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the

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amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2009 Decided by a vote of 6-0 to: (1) find reason to believe that LOUISIANA REFORM PAC, and SCHMIDT, JOHN C as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2010 Decided by a vote of 6-0 to: (1) find reason to believe that MARSHALL AND ILSLEY CORPORATION POLITICAL ACTION COMMITTEE, and DYANA L PAPPENFUS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2012 Decided by a vote of 6-0 to: (1) find reason to believe that METROPOLITAN TRANSPORTATION AUTHORITY POLICE BENEVOLENT ASSOCIATION PAC, and RAYMOND GIMMLER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2013 Decided by a vote of 6-0 to: (1) find reason to believe that MONROE COUNTY DEMOCRATIC COMMITTEE, and KEGERREIS, LEIGH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2015 Decided by a vote of 6-0 to: (1) find reason to believe that NEWAYGO COUNTY DEMOCRATIC EXECUTIVE COMMITTEE, and CHARLES D BENHAM as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2016 Decided by a vote of 6-0 to: (1) find reason to believe that O'NEILL AND ASSOCIATES PAC, and SUSAN WATSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2017 Decided by a vote of 6-0 to: (1) find reason to believe that PHILADELPHIA JOINT BOARD UNITE HERE TIPS, and MS MILDRED SALDANA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2018 Decided by a vote of 6-0 to: (1) find reason to believe that PLASTERERS' AND CEMENT MASONS' ACTION COMMITTEE, and HURD, EARL F as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2019 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and VICTOR SALVATORE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2021 Decided by a vote of 6-0 to: (1) find reason to believe that PORTLAND CEMENT ASSOCIATION INC. PCA PAC, and RICHARD C. CREIGHTON MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2023 Decided by a vote of 6-0 to: (1) find reason to believe that RECREATIONAL FISHING ALLIANCE, PAC, and TONI STEFANO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2025 Decided by a vote of 6-0 to: (1) find reason to believe that SUFFOLK COUNTY DETECTIVES ASSN INC., POLITICAL ACTION COMMITTEE, and WILLIAM RATHJEN, TREASURER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2028 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED HEALTH SERVICES PAC, INC., and CHRIS C DOWNING as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would

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Federal Election Commission
Certification for Administrative Fines
March 31, 2009

Page 10

be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 31, 2009
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 6, 2009

Anthony Graffino as Treasurer
Local 1814 International Longshoremens Assoc AFL-CIO
Political Action And Education Fund
70 20th Street
Brooklyn, NY 11232

C00001743
AF#: 2008

Dear Mr. Graffino:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year in which a regularly scheduled general election is held. This report, covering the period through November 24, 2008, was due no later than December 4, 2008. 2 U.S.C. 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date, it is considered not filed for the purpose of calculating the civil money penalty.

The Act was amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On March 31, 2009, the FEC found that there is reason to believe ("RTB") that Local 1814 International Longshoremens Assoc AFL-CIO Political Action And Education Fund and you as treasurer violated 2 U.S.C. § 434(a) by failing to file timely this report on or before December 4, 2008. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$500. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-11.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment is due within forty (40) days of the finding, or by May 10, 2009, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$10,252
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

To Pay the Calculated Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

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To Challenge the RTB Finding and/or Calculated Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found on page one, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 10, 2009. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty. The FEC will only consider challenges that are based on a factual error in the RTB finding; miscalculation of the calculated civil money penalty by the FEC; or your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, a failure of Commission computers or Commission-provided software despite you seeking technical assistance from Commission personnel and resources; a widespread disruption of information transmissions over the Internet that is not caused by the Commission's or your computer systems or Internet service provider; and severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, negligence; delays caused by vendors or contractors; treasurer and staff illness, inexperience or unavailability; committee computer, software, or internet service provider failures; failure to know filing dates; and failure to use filing software properly. 11 C.F.R. § 111.35(d). Your response must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

Pursuant to the Commission's regulations, the "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

If You Do Not Pay the Calculated Civil Money Penalty or Submit a Challenge

If you do not pay the calculated civil money penalty or submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Local 1814 International Longshoremens Assoc AFL-CIO Political Action And Education Fund and you as treasurer violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 et seq. The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.45.

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This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Rhiannon Magruder in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther
Chairman

29092642611

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$500 for the 2008 Post-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by May 10, 2009. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Local 1814 International Longshoremens Assoc AFL-CIO Political Action And Education Fund

FEC ID#: C00001743

AF#: 2008

PAYMENT DUE DATE: May 10, 2009

PAYMENT AMOUNT DUE: \$500

29092642612

LAW OFFICES OF
ANTHONY THOMAS SCOTTO

1225 FRANKLIN AVENUE, SUITE 325
GARDEN CITY, NEW YORK 11530

(516) 222-2080
FAX NO. (516) 488-6276
E-MAIL: ATSCOTTO@CS.COM

MAY 12 PM 3:35

ANTHONY THOMAS SCOTTO, ESQ.

May 6, 2009

CERTIFIED MAIL, RRR

Federal Election Commission
Office of Administrative Review
999 E Street, NW
Washington, D.C. 20463

Re: Local 1814 International Longshoremen's Association AFL-CIO
Political Action and Education Fund
Id#: C00001743
AF#: 2008

Dear Sir or Madam:

I represent the above referenced Political Action Committee ("PAF").

The PAF is a modestly funded committee which has timely filed reports with the FEC for more than twenty years. The requirement that reports be electronically filed created a problem for the PAF.

At first, the PAF did not believe it was required to file electronically because of its modest activity level. I called Robert Brown on at least two occasions, November 25, 2008 and December 3, 2008 leaving messages.

Although I was unable to discuss this matter with FEC personnel, I advised the PAF to paper file the 30 Day Post-General Report of Receipts and Disbursements. The report was timely filed, albeit on paper, and received by the FEC on December 2, 2008. See enclosure.

On December 12, the enclosed letter was sent to the FEC. Finally, on January 2, 2009, I spoke to Mr. Brown who stated that the PAF was required to file electronically, notwithstanding the fact that it did not make contribution to any federal candidates in 2008. Based on the PAF's total income and expense, I was advised that an electronic filing was required.

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Federal Election Commission
May 6, 2009
Page 2

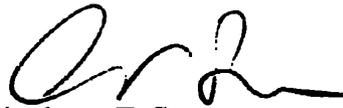
The individual responsible for preparing the PAF reports was advised of the electronic filing requirement and had discussions with FEC personnel, specifically, Jodi Winship. The PAF person responsible for the reports advised me that thanks to Ms. Winship's assistance she was able to navigate the "intricacies and quirks of the program" and filed the report electronically. The PAF is now able to and will file all reports electronically even though it is likely in the future to not reach the minimum FEC financial threshold.

Although the 30 Day Post-General Report of Receipts and Disbursements electronic report was not timely filed, the PAF's efforts to comply is well documented. It is submitted that based on its efforts, the PAF should not be fined for purportedly "not filing" the 30 Day Post-General Report of Receipts and Disbursements. It is a small political action committee which has, for many years, complied with all FEC requirements. Going forward, the PAF will timely file all reports electronically.

It is submitted that the PAF has met the spirit of reporting requirements in timely filing a written report and, based on the circumstances stated herein, the fine be waived.¹

If you require any additional information, please let me know.

Yours truly,



Anthony T. Scotto

ATS
enclosures

cc: Anthony Graffino, Treasurer (w/o enc.)

¹On April 13, 2009, the PAF received AF#2072. The PAF will pay the penalty under separate cover because it appears the paper filing was not timely received by the FEC.

29092642614

LAW OFFICES OF
ANTHONY THOMAS SCOTTO

1225 FRANKLIN AVENUE, SUITE 325
GARDEN CITY, NEW YORK 11530

(516) 222-2080
FAX NO. (516) 468-6278
E-MAIL: ATSCOTTO@CS.COM

ANTHONY THOMAS SCOTTO, ESQ.

December 12, 2008

CERTIFIED MAIL, RRR

Federal Election Commission
Washington, D.C. 20463

Attn: Robert Brown
Reports Analysis Division

Re: Local 1814 International Longshoremen's Association AFL-CIO
Political Action and Education Fund
Id#: C00001743

Dear Mr. Brown:

I represent the above referenced Political Action Committee ("PAF"). The PAF received the enclosed FEC letters dated November 20, 2008 and December 9, 2008 which demand that the PAF file electronically. The letters also suggest any questions be addressed to you. Although I called on two occasions and left voice mail messages for you, I thought it best, under the circumstances, to write.

It has been our understanding that the PAF based on its annual income and its limited contribution to Federal candidates is not required to file electronically. The PAF does not anticipate receiving more than \$50,000.00 in contributions this year and contributions to federal candidates and/or committees are far less than the \$50,000.00 level. This year, to date, there have been no contributions to any federal candidates or committees.

If the PAF is incorrect in its assumption that it is not required to file electronically, please promptly notify us. If you require any additional information, please let me know.

Yours truly,


Anthony T. Scotto

ATS
cc: Anthony Graffino, Treasurer

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A. I. SCOTTO,

2008 Post Card

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Federal Election Commission
 999 E Street NW
 Washington DC 20463

A. Signature Agent Addressee

X RECEIVED
 REC MAIL UNIT

B. Restricted Delivery? Yes No

C. Date of Delivery

D. Is this a Restricted Mailpiece? Yes No
 If YES, enter delivery address below: No

3. Service Type
 Periodic Mail Express Mail
 Registered Mail Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

29092642616

Article Number

(Transfer from serial) 2995 6484 0000 0220 4004

PS Form 3811, February 2004

Domestic Return Receipt

101005-02-01-1000



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

May 13, 2009

Anthony Graffino
Local 1814 International Longshoremen's Association
AFL-CIO Political Action and Education Fund
70 20th Street
Brooklyn, NY 11232

C00001743
AF# 2008

Dear Mr. Graffino:

On May 12, 2009, the Commission received the written response ("challenge") from Mr. Anthony Scotto which is being reviewed by the Office of Administrative Review. Please note that if your intent is to be represented by counsel, you should provide in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty. A Designation of Counsel form is included for your convenience.

If you have any questions regarding your challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,

A handwritten signature in black ink that reads "Shawn Woodhead Werth".

Shawn Woodhead Werth
Reviewing Officer
Office of Administrative Review

Enclosure

29092642617

Date: May 19, 2009

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW
CHALLENGE RECEIVED**

AF#: 2008

Committee Name: Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund

Committee ID#: C00001743

Committee Address (if different than in RTB letter): N/A

Treasurer Name (if different than in RTB finding): N/A

Attachments:

Copy of RTB Circulation Report, dated March 30, 2009 and RTB Certification, dated March 31, 2009: Previously Forwarded

Attachment #: N/A

Certified Return Receipt (to be forwarded at later date if not yet received)(Y/N): Y

Attachment #: 1

Other Relevant Telecoms (Y/N): N

Attachment #: N/A

Original Correspondence Received by RAD in Response to RTB Letter (Y/N): N

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-MS-P Letter, dated December 9, 2008.

-RTB Letter, dated April 6, 2009.

Attachment #: 3

Other RAD Information: (Y/N): Y – Memo to File, Fax Transmittal

Attachment#: 4

29092642618

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

Article Addressed to:

Anthony Graffino
 Local 1814 International Longshoremen's
 Assoc AFL-CIO Political Action
 Education Fund
 70 20th Street
 Brooklyn, NY 11232



3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number (Transfer from service label) 7008 1140 0000 9103 7393

Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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DECLARATION OF NATALIYA IOFFE

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund:
- A) MS-P Letter, dated December 9, 2008, referencing the 2008 30 Day Post-General Report;
 - B) Reason-to-Believe Letter, dated April 6, 2009, referencing the 2008 30 Day Post-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund electronically filed the 2008 30 Day Post-General Report with the Commission on March 19, 2009.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided.

This declaration was executed at Washington, D.C. on the 19th day of May, 2009.



Nataliya Ioffe
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

29092642620



MS-P

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 9, 2008

Anthony Graffino, Treasurer
Local 1814 International Longshoremen's
Association AFL-CIO Political Action
& Education Fund
70 20th Street
Brooklyn, NY 11232

Identification Number: C00001743

Reference: 30 Day Post-Election Report (10/16/08 – 11/24/08), dated 11/25/08

Dear Treasurer:

Your Committee has failed to file the above-referenced report in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Robert Brown in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is (202) 694-1130.

Sincerely,

Patricia Carmona
Assistant Staff Director
Reports Analysis Division

2803995162992642621

Local
1814 Political Action
and Education Fund

70 20th Street • Brooklyn, New York 11232 • (718) 499-9600

INTERNATIONAL LONGSHOREMEN'S
ASSOCIATION - AFL-CIO

May 20, 2009

Federal Election Commission
Shawn Woodhead Werth
Reviewing Office
Officer of Administrative Review
999 E Street NW
Washington DC 20463

Via Certified Mail Return Receipt
#7007 0220 0000 4043 5736

Re: AF2008
Committee C00001743

Dear Federal Election Commission:

Enclosed please find our statement of Designation of Counsel Form, naming Anthony T. Scotto as our representative to receive notifications and communications relating to the above matter.

If you need to contact me I can be reached at 718-499-9600 between 6 a.m. and 12:30 p.m.

Sincerely,



Anthony Graffino
Secretary/Treasurer

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27 APR 12

STATEMENT OF DESIGNATION OF COUNSEL

AF #: 2008

NAME OF COUNSEL: Anthony T. Scotta

FIRM: Law Offices of Anthony T. Scotta

ADDRESS: 1225 Franklin Ave.

Suite 325

Garden City NY 11530

TELEPHONE: (516) 222-2080

FAX: (516) 488-6276

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission in the matter of the aforementioned Administrative Fine.

5/20/2009
Date


Signature

RESPONDENT'S NAME: Anthony Graftino

COMMITTEE NAME: Local 1814 ILA AFL-CIO Political Action
and Education Fund

ADDRESS: _____

70 20 Street

Brooklyn NY 11232

TELEPHONE: HOME: (_____) _____

BUSINESS: (718) 499 9600

29092642623



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION

2009 JUL 13 A 9:00

SENSITIVE

July 10, 2009

MEMORANDUM

To: The Commission

Through: Robert A. Hickey *R. Hickey*
Staff Director

From: John D. Gibson *J. Gibson*
Chief Compliance Officer

Shawn Woodhead *Shawn Woodhead*
Reviewing Officer
Office of Administrative Review

By: Jill I. Sugarman *J. Sugarman*
Reviewing Analyst

Subject: Reviewing Officer Recommendation in AF# 2008 – Local 1814
International Longshoremens Assoc. AFL-CIO Political Action
and Education Fund and Anthony Graffino, as Treasurer
(C00001743)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment

29092642624



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 10, 2009

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 2008 – Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer (C00001743)

On March 31, 2009, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2008 30 Day Post-General Report, and made a preliminary determination that the civil money penalty was \$500 based on the schedule of penalties at 11 C.F.R. § 111.43. They were notified of the Commission's finding and RTB civil money penalty by the Reports Analysis Division ("RAD") on April 6, 2009.

Respondents' Response

On May 12 and 27, 2009, the Commission received the written response, supporting documentation, and designation of counsel statement ("challenge") from the Treasurer's counsel, Anthony T. Scotto, who says that the electronic filing requirement created problems for them. At first, they thought they did not have to file electronically due to their low activity level. He left messages for RAD's Robert Brown at least twice, on November 25 and December 3, 2008, and sent a letter on December 12, 2008. Since he was unable to discuss the matter with FEC staff, he advised the Committee to file the report on paper, which they did, and the report was received on December 2, 2008.

On January 2, he spoke to Robert Brown who told him that they must file electronically regardless of whether they made any contributions to federal candidates in 2008. The staff-person responsible for filing the reports then worked with the Commission's Jodi Winship and was able to file the report electronically with her help. He asks that the fine be waived since they met the spirit of the reporting requirements by timely filing a written report. He notes that the Committee is modestly funded, they had filed timely for more than 20 years, and they will continue to file on time and electronically in the future.

Attachments include:

1. letter from counsel to Robert Brown dated December 12, 2008 which states "[i]t has been our understanding that the PAF based on its annual income and its limited contribution to federal candidates is not required to file electronically.... If the PAF is incorrect in its assumption ... please promptly notify us;" and
2. USPS green card for the paper copy of the report sent by certified mail which was received at the FEC Mail Center on December 2, 2008.

Analysis

The 30 Day Post-General Report was electronically filed on March 19, 2009, 105 days late. A paper copy of the report was sent by certified mail on November 26, 2008.

The Federal Election Campaign Act ("Act") states that the treasurer of committee not authorized by a candidate shall file, in an election year, a report for the period ending November 24 no later than December 4. 2 U.S.C. § 434(a)(4)(A)(iii) and 11 C.F.R. § 104.5(c)(1)(iii).

Political committees required to file reports with the Commission must file in an electronic format if they received or expect to receive contributions or made or expect to make expenditures in a calendar year aggregating in excess of \$50,000. Once a political committee exceeds or has reason to expect to exceed the appropriate threshold, it must file electronically all subsequent reports covering financial activity for the remainder of the calendar year. Reports filed on paper do not satisfy a political committee's filing obligations. 2 U.S.C. § 434(a)(11) and 11 C.F.R. § 104.18(a). Reports filed electronically must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on December 4 for the 30 Day Post-General Report to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

The paper copies of the respondents' reports for the two prior reporting periods, the 2008 October Quarterly and 12 Day Pre-General, disclose that the Committee made \$51,915 and \$59,041, respectively, in net operating expenditures during the calendar year. Because the Committee exceeded the \$50,000 mandatory electronic filing threshold during the October Quarterly reporting period, they were required to file that report and all subsequent reports in an electronic format. RAD sent them a failure to file in an electronic format notification on November 20, 2008 for the October Quarterly Report. When they submitted a paper copy of the 30 Day Post-General Report, RAD sent them a subsequent notification on December 9, 2008.

Counsel says that, in response to the November 20 letter, he left messages for Robert Brown on at least two occasions, November 25 and December 3, 2008. He also sent a letter to Mr. Brown on December 12, outlined their understanding of the electronic filing requirements, and asked that he contact them if they were mistaken.

There are no records in RAD's telecoms (written records of telephone conversations) of any contacts on those dates. The telecoms do show, however, that Mr. Brown returned counsel's phone call on January 2, 2009. During that call, counsel said he thought only contributions to federal candidates counted toward the electronic filing threshold. Mr. Brown clarified that the Committee crossed the financial threshold based on the expenditures and must file their reports electronically.

The Electronic Filing Office ("EFO") logs show that the Treasurer downloaded the FECFile software on December 4, the day after counsel left his second message but prior to his conversation with the RAD Analyst. The RAD telecoms and logs from the EFO show ten more contacts with the respondents between January 14 and March 18, 2009. On January 14, Barbara Lanton told the EFO's Eliza Green that she needs to file electronically starting with the October Quarterly Report and asked her how to get started. Ms. Green advised her that all 2008 paper reports would need to be re-created in the software and she referred her to RAD for further guidance.

On that same day, Jodi Winship in RAD gave her an overview of the FECFile software, explained how to report unitemized activity, and where to find instructions on the Commission's website for importing data into the FECFile software. Ms. Lanton said that she would probably file the Year End Report on paper because she doubted she would figure out the software in time to file it electronically. She also mentioned a problem getting a password. The EFO logs confirm that they requested and were assigned a password on January 14, 2009. The subsequent calls to RAD and the EFO staff concerned use of the FECFile software, how to report lump sum transactions and payroll deductions, and how to correct a report's cash on hand balance.

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In this case, the failure to file timely stems from the respondents' misunderstanding of the financial threshold for mandatory electronic filing. They were notified by RAD on November 20, a week after receipt of the paper copy of the October Quarterly Report and two weeks before the filing deadline, that they must file reports electronically. Rather than file the 30 Day Post-General Report electronically, they submitted it in a paper format. After receiving RAD's second notice dated December 9, counsel sent a letter on December 12 requesting clarification about the electronic filing requirement since the RAD Analyst had not called back. By the January 2nd conversation with Mr. Brown, counsel understood that they must file electronically. While the respondents downloaded FECFile on December 4, it seems that they took no steps to work with the software until January 14 when Barbara Lanton called the EFO and wanted to know how to get started. This is the same day they requested a password. Ms. Lanton continued to call the RAD Analyst and the EFO with a variety of reporting and software related questions until the report was filed electronically on March 19, 2009.

The Reviewing Officer recognizes that the RAD Analyst failed to promptly follow up with counsel. Although counsel left messages for Mr. Brown on November 25 and December 3, he did not receive verbal confirmation from him that they had to file electronically until January 2. Had Mr. Brown contacted counsel upon receipt of the messages, the Reviewing Officer is not persuaded that the respondents would have electronically filed the report any sooner as the report was electronically filed 76 days after that conversation.

Their challenge fails to address any of the three valid excuses at 11 C.F.R § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Negligence, inexperience of the treasurer or other staff, and failure to use filing software properly are included at 11 C.F.R. § 111.35(d) as examples of circumstances that are not considered reasonably unforeseen and beyond the respondents' control. The other issues raised in the challenge (they filed the report timely on paper; the Committee is modestly funded; they filed timely for 20 years and will continue to file electronically in the future) do not fall within the list of any of the three valid excuses at 11 C.F.R § 111.35(b). The Reviewing Officer, therefore, recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$500.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2008 involving the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2008 that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$500; and
- (3) Send the appropriate letter.

Reviewing Analyst: Jill I. Sugarman

Attachments

Attachment 1 – Challenge Received from Respondents

Attachment 2 –

Attachment 3 – Declaration from RAD,

Attachment 4 – Declaration from OAR

29092642628

DECLARATION OF JILL I. SUGARMAN

1. I am the Reviewing Analyst in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Analyst, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2008 30 Day Post-General Report is due December 4, 2008. If electronically filed, it must be received and validated by the Commission at or before 11:59 p.m., Eastern Standard/Daylight Time on December 4 to be timely filed.
3. It is the practice of Commission's Information Division to send, via email, prior notification of a report's due date to committees and treasurers approximately 3 weeks before the due date if they have provided an email address on the Statement of Organization. It is also the practice of this Division to place reporting notices on the Commission's web site for public access at http://www.fec.gov/info/report_dates.shtml#quarterly.
4. It is the practice of the Electronic Filing Office to maintain an Electronic Filing section on the Commission's web site at <http://www.fec.gov/electfil/electron.shtml> for the use of committees and treasurers who are electronic filers.
5. I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - (a) Page 1 of the Summary Page, Page 5 of the Detailed Summary Page and the Envelope Replacement Page for the paper copy of the report sent via registered/certified mail for the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the paper copy covers the period from October 1 through October 15, 2008, was postmarked on October 15, 2008, and was received on October 20, 2008. Line 38 lists \$59,041.42 in net operating expenditures for the calendar year-to-date;
 - (b) Page 1 of the Summary Page, Page 5 of the Detailed Summary Page and the Envelope Replacement Page for the paper copy of the report sent via overnight delivery service for the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the paper copy covers the period from July 1 through September 30, 2008, was deposited on November 12, 2008, and was received on November 13, 2008. Line 38 lists \$51,915.58 in net operating expenditures for the calendar year-to-date;
 - (c) letter dated November 20, 2008 from the Reports Analysis Division to the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the letter references the "October Quarterly Report (07/01/08 - 09/30/08), dated 11/12/08." It states "you are required to file this report electronically.... Your reporting obligation will not be satisfied until you file ... in an electronic format;"
 - (d) Page 1 of the Summary Page, Page 5 of the Detailed Summary Page and the Envelope Replacement Page for the paper copy of the report sent via registered/certified mail for the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the paper copy covers the

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period from October 16 through November 24, 2008, was postmarked on November 26, 2008, and was received on December 2, 2008. Line 38 lists \$59,215.08 in net operating expenditures for the calendar year-to-date;

- (e) 4 Page letter to the Reports Analysis Division from the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the letter is dated December 12, 2008, received December 17, 2008 and signed by Anthony T. Scotto. It states "[i]t has been our understanding that the PAF based on its annual income and its limited contribution to federal candidates is not required to file electronically.... If the PAF is incorrect in its assumption ... please promptly notify us;" and
- (f) Page 1 of the Summary Page for the 2008 30 Day Post-General Report electronically filed by the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer. According to the Commission's records, the report covers the period from October 16 through November 24, 2008, and was received on March 19, 2009.
6. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 10th of July, 2009.



Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review
Federal Election Commission

29092642630



GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

September 29, 2008

CURRENT REPORT DUE

I. QUARTERLY FILERS THAT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 15

REPORT	REPORTING PERIOD ¹	REG. CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Pre-General ²	10/01/08 - 10/15/08	10/20/08	10/23/08
Post-General	10/16/08 - 11/24/08	12/04/08	12/04/08

II. QUARTERLY FILERS THAT DO NOT MAKE GENERAL ELECTION CONTRIBUTIONS OR EXPENDITURES FROM OCTOBER 1 THROUGH OCTOBER 15³

REPORT	REPORTING PERIOD ¹	REG. CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Post-General	10/01/08 - 11/24/08	12/04/08	12/04/08

Supplemental Filing Information available on pages 3 and 4 of this notice.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

²Required only if committee makes contributions or expenditures in connection with the general election during the reporting period.

³Committees that made general election contributions or expenditures before October 1 and did not previously report them must also follow Chart 1.

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REPORTING SCHEDULE FOR REMAINDER OF 2008

REPORTING DATES

REPORT	REPORTING PERIOD ¹	REG. CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	11/25/08 - 12/31/08	01/31/09	01/31/09 ⁴

Supplemental Filing Information available on pages 3 and 4 of this notice.

¹These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

⁴Notice that this filing deadline falls on a weekend. Filing deadlines are not extended when they fall on nonworking days. Accordingly, reports filed by methods other than Registered, Certified or Overnight Mail, or electronically, must be received before the Commission's (or for committees supporting only Senate candidates, the Secretary of the Senate's) close of business on the last business day before the deadline.

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SUPPLEMENTAL FILING INFORMATION

PLEASE NOTE: The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

WHO MUST FILE

Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must follow the above charts in order to determine whether they must file a report 12 days before the general election on November 4 (the Pre-General Election Report). All Party Committees and PACs, regardless of financial activity, must file a report 30 days after the general election (the Post-General Election Report). Before a committee can stop filing with the FEC, it must file a termination report with the Commission. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

METHODS OF FILING REPORTS

Electronic Filing

Quarterly Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. For additional information, call the Electronic Filing Office at (800) 424-9530 or (202) 694-1642 or visit our website at www.fec.gov/electfil/electron.shtml.

Under the Commission's mandatory electronic filing regulations, political committees that receive contributions or make expenditures, including independent expenditures, in excess of \$50,000 in a calendar year, or that have reason to expect to do so, must file all reports with the FEC electronically. Other committees may voluntarily file electronically; however, any entity that files electronically, whether required to do so or not, must comply with the electronic filing rules.

Registered & Certified Mail

Quarterly Reports sent by Registered or Certified Mail must be postmarked on or before the mailing deadline to be considered timely filed. A committee sending its reports by Certified Mail should keep its certified mailing receipt with the U.S. Postal Service (USPS) postmark as proof of filing because the USPS does not keep complete records of items sent by Certified Mail. A committee sending its report by Registered Mail should keep its proof of mailing. Please note that a Certificate of Mailing from the USPS is not sufficient to prove that a report is timely filed using Registered, Certified or Overnight Mail.

Overnight Mail

Quarterly Reports filed via overnight mail will be considered timely filed if the report is received by the delivery service on or before the mailing deadline. "Overnight mail" includes Priority or Express Mail having a delivery confirmation, or an overnight delivery service with which the report is scheduled for next business day delivery and is recorded in the service's on-line tracking system.

Other Means of Filing

Quarterly Reports filed by any other means—including first class mail and courier—must be received by the Commission (or for committees supporting only Senate candidates, the Secretary of the Senate) before the close of business on the last business day before the filing deadline.

Forms are available for downloading and printing at the FEC website at www.fec.gov/info/forms.shtml.

COMPLIANCE

Treasurer Responsibility. Treasurers of political committees are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. For additional information, see the Commission's *Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings* on the web site at www.fec.gov/law/policy/2004/notice2004-20.pdf

Administrative Fine Program. Under the Administrative Fine Program, political committees and their treasurers who fail to file their reports on time may be subject to civil money penalties up to \$16,000 (or more for repeat late- and non-filers). For additional information, visit the FEC website at www.fec.gov/af/af.shtml.

Report Format. In addition, political committees that file illegible reports or use non-FEC forms (except for FEC-approved, computer-generated forms) will be required to refile their reports.

Electronic Filers Must File Electronically. Electronic filers who instead file on paper, or who submit an electronic report (either by direct transmission, 3.5" diskette or CD) that does not pass the validation program by the 11:59 p.m. Eastern Time on the filing deadline, will be considered non-filers and may be subject to enforcement actions (including administrative fines).

CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from monthly to quarterly) who wish to do so must notify the Commission in writing when filing a report under the committee's current schedule. All reports filed after providing such a notice of change in filing frequency must follow the new filing schedule. Electronic filers must file this request electronically. Committees may change their filing frequency no more than once per calendar year.

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100

29092642634



FEDERAL ELECTION COMMISSION

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Electronic Filing

Since 2001, electronic filing has become the preferred method for committees to file reports and statements to the FEC. In general, a committee must file all reports and statements electronically if their total contributions or total expenditures exceed, or expect to exceed, \$50,000 in a calendar year. The requirement to file electronically does not apply to Senate candidate committees. Refer to your Campaign Guide for more information.

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Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (800) 424-9530 In Washington (202) 694-1000
For the hearing impaired, TTY (202) 219-3336 Send comments and suggestions about this site to the web manager.

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FEDERAL ELECTION COMMISSION

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Under the Commission's mandatory electronic filing rules, which took effect January 1, 2001, any committee that receives contributions or makes expenditures in excess of \$50,000 in the current calendar year, or that has reason to expect to do so, must submit its reports electronically. Any filer who is required to file electronically, but instead files on paper, will be considered a nonfiler and may be subject to enforcement action under the administrative fine program. The mandatory electronic filing provisions (11 CFR 104.18) apply to any political committee or other person required to file reports, statements and/or designations with the FEC. These requirements do not apply to Senate candidate committees (and other persons who support Senate candidates only), who file with the Secretary of the Senate.

Reason to Expect to Exceed the Threshold

Once filers actually exceed the \$50,000 threshold, they have "reason to expect" to exceed the threshold in the following two calendar years. 11 CFR 104.18 (a)(3)(i). As a result, they must continue to file electronically for the two years (January through December) following the year in which they exceeded the threshold. Filers with no historic data on which to base their calculations should expect to exceed the threshold if they either receive contributions or make expenditures that exceed one-quarter of the threshold amount in the first quarter of the calendar year, or they receive contributions or make expenditures that exceed one-half of the threshold amount in the first half of the calendar year. 11 CFR 104.18 (a)(3)(ii).

The regulations allow an exception to the requirement of filing for the following two calendar years for candidate committees:

- That have \$50,000 or less in net debts outstanding on January 1 of the year following the election;
- That anticipate terminating prior to the next election year; and
- Whose candidate has not qualified as a candidate for the next election and does not intend to become a candidate in the next election. 11 CFR 104.18 (a)(3)(i).

While all committees must file electronically in the year in which they exceed the threshold, authorized candidate committees meeting these requirements do not "expect to exceed the threshold" in the following two calendar years and, therefore, need not file electronically during those years unless they actually exceed the threshold.

Application of the \$50,000 Threshold

Each unauthorized committee (PAC or party committee) must file electronically if the total contributions or total expenditures of that committee exceed, or are expected to exceed, the \$50,000 threshold. The threshold is calculated on a per-committee basis, and each committee calculates its own contributions and expenditures separately and files separately, even if it is affiliated with another committee.

By contrast, all committees authorized by one candidate must file electronically if their combined total contributions or combined total expenditures exceed, or are expected to exceed, the threshold.

Individuals and qualified nonprofit corporations whose independent expenditures exceed, or are expected to exceed, the \$50,000 threshold must also file electronically.

Voluntary Electronic Filing

Committees that are not required to file electronically are strongly encouraged to do so voluntarily. Once a committee begins to file its reports electronically, on a voluntary basis, it must continue to file electronically for the remainder of the calendar year unless the Commission determines that extraordinary and unforeseeable circumstances make continued electronic filing impractical. 11 CFR 104.18(b). No such waiver by the Commission, however, has been established for mandatory electronic filers.

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Federal Election Commission, 999 E Street, NW, Washington, DC 20463 (800) 424-9530 In Washington (202) 694-1000
For the hearing impaired, TTY (202) 219-3336 Send comments and suggestions about this site to the web manager.

29092642636

**DETAILED SUMMARY PAGE
of Disbursements**

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	0	39,504.18
34. Total Contribution Refunds (from Line 28(d))		
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	0	39,504.18
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))	71,258.4	59,041.42
37. Offsets to Operating Expenditures (from Line 15, page 3)		
38. Net Operating Expenditures (subtract Line 37 from Line 36)	71,258.4	59,041.42

29092642638
28039880299

Federal Election Commission
ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS
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29092642639
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<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
	Next Business Day Delivery <input type="checkbox"/>
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
<i>Jmb</i> PREPARER	10/20/08 DATE PREPARED

**FEC
FORM 3X**

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

RECEIVED
FEC MAIL CENTER

2008 NOV 13 AM 10:44

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FB4M5

LOCAL 1814 INTERNATIONAL LONGSHOREMEN'S ASSOCIATION

AFL-CIO POLITICAL ACTION & EDUCATION FUND

ADDRESS (number and street) 70 20TH STREET

Check if different than previously reported. (ACC)

BROOKLYN

NY

11232

2. FEC IDENTIFICATION NUMBER ▼ CITY ▲ STATE ▲ ZIP CODE ▲

C 00001743

3. IS THIS REPORT NEW OR AMENDED (N) OR (A)

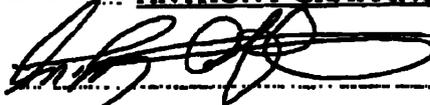
4. TYPE OF REPORT (Choose One)	(b) Monthly Report Due On:	Feb 20 (M2)	May 20 (M5)	Aug 20 (M8)	Nov 20 (M11) (Non-Election Year Only)
(a) Quarterly Reports:	Mar 20 (M3)	Jun 20 (M6)	Sep 20 (M9)	Dec 20 (M12) (Non-Election Year Only)	
April 15 Quarterly Report (Q1)	Apr 20 (M4)	Jul 20 (M7)	Oct 20 (M10)	Jan 31 (YE)	
July 15 Quarterly Report (Q2)					
October 15 Quarterly Report (Q3)					
January 31 Year-End Report (YE)					
July 31 Mid-Year Report (Non-election Year Only) (MY)					
Termination Report (TER)					
	(c) 12-Day PRE-Election Report for the:	Primary (12P)	General (12G)	Runoff (12R)	
	Report for the:	Convention (12C)	Special (12S)		
	Election on			In the State of	
	(d) 30-Day POST-Election Report for the:	General (30G)	Runoff (30R)	Special (30S)	
	Report for the:				
	Election on			In the State of	

5. Covering Period 07 01 2008 through 09 30 2008

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer ANTHONY GRAFFINO

Signature of Treasurer



Date 11 12 2008

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office Use Only							
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FEC FORM 3X
Rev. 12/2004

29092642640
28039920439

**DETAILED SUMMARY PAGE
of Disbursements**

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	1192866	3950418
34. Total Contribution Refunds (from Line 28(d))		
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	1192866	3950418
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))	1692958	5191558
37. Offsets to Operating Expenditures (from Line 15, page 3)		
38. Net Operating Expenditures (subtract Line 37 from Line 36)	1692958	5191558

29092642641
28039920442

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<input type="checkbox"/> USPS Express Mail	Postmarked
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<input type="checkbox"/> No Postmark	
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<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
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<i>JmH</i> PREPARER	<i>11/13/08</i> DATE PREPARED

(3/2005)

29092642642
28039920463



MS-P

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 20, 2008

Anthony Graffino, Treasurer
Local 1814 International Longshoremen's
Association AFL-CIO Political Action
& Education Fund
70 20th Street
Brooklyn, NY 11232

Identification Number: C00001743

Reference: October Quarterly Report (07/01/08 – 09/30/08), dated 11/12/08

Dear Treasurer:

Your Committee has failed to file the above-referenced report in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Robert Brown in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is (202) 694-1130.

Sincerely,

Patricia Carmona
Assistant Staff Director
Reports Analysis Division

29092642643
28039922835

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FEC
FORM 3X

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT Example: If typing, type over the lines. 12FE4M5

LOCAL 1814 INTERNATIONAL LONGSHOREMEN'S ASSOCIATION

AFL-CIO POLITICAL ACTION & EDUCATION FUND

ADDRESS (number and street) 70 20TH STREET

Check if different than previously reported. (ACC)

BROOKLYN

NY

11232

2. FEC IDENTIFICATION NUMBER CITY STATE ZIP CODE

C 00001743

3. IS THIS REPORT NEW (N) OR AMENDED (A)

4. TYPE OF REPORT (Choose One) (b) Monthly Report Due On: Feb 20 (M2) May 20 (M5) Aug 20 (M8) Nov 20 (M11) (Non-Election Year Only)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

July 31 Mid-Year Report (Non-election Year Only) (MY)

Termination Report (TER)

(c) 12-Day PRE-Election Report for the: Primary (12P) General (12G) Runoff (12R) Convention (12C) Special (12S)

Election on In the State of

(d) 30-Day POST-Election Report for the: General (30G) Runoff (30R) Special (30S)

Election on In the State of

5. Covering Period 10 16 2008 through 11 24 2008

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer ANTHONY GRAFFINO

Signature of Treasurer  Date 11/25/08

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office Use Only grid with 10 columns and 1 row. FEC FORM 3X Rev. 12/2004

FESAN015

29092642644
28039931249

**DETAILED SUMMARY PAGE
of Disbursements**

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	8,266.76	47,770.94
34. Total Contribution Refunds (from Line 28(d))		
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	8,266.76	47,770.94
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))	1,736.66	59,215.08
37. Offsets to Operating Expenditures (from Line 15, page 3)		
38. Net Operating Expenditures (subtract Line 37 from Line 36)	1,736.66	59,215.08

29092642645
28039931253

Federal Election Commission
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Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
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<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
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<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
<i>JMP</i> PREPARER	12/2/11 DATE PREPARED

(3/2005)

LAW OFFICES OF
ANTHONY THOMAS SCOTTO

1225 FRANKLIN AVENUE, SUITE 328
GARDEN CITY, NEW YORK 11530

(516) 222-2080
FAX NO. (516) 488-8278
E-MAIL: ATSCOTTO@CS.COM

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2008 DEC 17 AM 11:00

ANTHONY THOMAS SCOTTO, ESQ.

December 12, 2008

CERTIFIED MAIL, RRR

Federal Election Commission
Washington, D.C. 20463

Attn: Robert Brown
Reports Analysis Division

Re: Local 1814 International Longshoremen's Association AFL-CIO
Political Action and Education Fund
Id#: C00001743

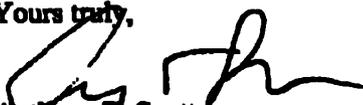
Dear Mr. Brown:

I represent the above referenced Political Action Committee ("PAF"). The PAF received the enclosed FEC letters dated November 20, 2008 and December 9, 2008 which demand that the PAF file electronically. The letters also suggest any questions be addressed to you. Although I called on two occasions and left voice mail messages for you, I thought it best, under the circumstances, to write.

It has been our understanding that the PAF based on its annual income and its limited contribution to Federal candidates is not required to file electronically. The PAF does not anticipate receiving more than \$50,000.00 in contributions this year and contributions to federal candidates and/or committees are far less than the \$50,000.00 level. This year, to date, there have been no contributions to any federal candidates or committees.

If the PAF is incorrect in its assumption that it is not required to file electronically, please promptly notify us. If you require any additional information, please let me know.

Yours truly,



Anthony T. Scotto

ATS

cc: Anthony Graffino, Treasurer

29092642647
28039960600



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MS-P

December 9, 2008

Anthony Graffino, Treasurer
Local 1814 International Longshoremen's
Association AFL-CIO Political Action
& Education Fund
70 20th Street
Brooklyn, NY 11232

Identification Number: C00001743

Reference: 30 Day Post-Election Report (10/16/08 - 11/24/08), dated 11/25/08

Dear Treasurer:

Your Committee has failed to file the above-referenced report in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Robert Brown in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is (202) 694-1130.

Sincerely,

Patricia Carmona
Assistant Staff Director
Reports Analysis Division

29092642648
28039960601



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 20, 2008

MS-P

Anthony Graffino, Treasurer
Local 1814 International Longshoremen's
Association AFL-CIO Political Action
& Education Fund
70 20th Street
Brooklyn, NY 11232

Identification Number: C00001743

Reference: October Quarterly Report (07/01/08 - 09/30/08), dated 11/12/08

Dear Treasurer:

Your Committee has failed to file the above-referenced report in an electronic format. In accordance with 11 C.F.R. 104.18, you are required to file this report electronically. 11 C.F.R. 104.18 further states that reports filed on paper do not satisfy a political committee's filing obligation. Your reporting obligation will not be satisfied until you file the above-referenced report in an electronic format. You should also review 11 C.F.R. 104.18 of the regulations regarding your future reporting obligations.

It is important that you file this report in an electronic format immediately with the Federal Election Commission. The failure to timely file this report may result in civil money penalties, an audit or legal enforcement action. The civil money calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have further questions regarding this matter, please contact Robert Brown in the Reports Analysis Division on our toll free number (800) 424-9530. Our local number is (202) 694-1130.

Sincerely,

Patricia Carmona
Assistant Staff Director
Reports Analysis Division

Post-Net Fax Note	7871	Date	11/20/08
To	Ann Scott	From	Patricia Carmona
Co./Dept.		On	11/20/08
Phone #	I thought	Phone #	the way
Fax #	looked out	Fax #	

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28039960602

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Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
Next Business Day Delivery <input type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked

JAD
 PREPARER
 (3/2005)

12/17/08
 DATE PREPARED

29092642650
28039960603

**FEC
FORM 3X**

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) **USE FEC MAILING LABEL OR TYPE OR PRINT** Example: If typing, type over the lines

Local 1814 ILA AFL-CIO Political Action and Education Fund

ADDRESS (number and street)

70 20th Street

Check if different than previously reported. (ACC)

Brooklyn

NY

11232

2. FEC IDENTIFICATION NUMBER CITY STATE ZIPCODE

C00001743

3. IS THIS REPORT NEW (N) OR AMENDED (A)

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- April 15 Quarterly Report(Q1)
- July 15 Quarterly Report(Q2)
- October 15 Quarterly Report(Q3)
- January 31 Quarterly Report(YE)
- July 31 Mid-Year Report(Non-election Year Only) (MY)
- Termination Report (TER)

(b) Monthly Report Due On:

Feb 20 (M2)	May 20 (M5)	Aug 20 (M8)	Nov 20 (M11) (Non-Election Year Only)
Mar 20 (M3)	Jun 20 (M6)	Sep 20 (M9)	Dec 20 (M12) (Non-Election Year Only)
Apr 20 (M4)	Jul 20 (M7)	Oct 20 (M10)	Jan 31 (YE)

(c) 12-Day PRE-Election Report for the:

Primary (12P)	General (12G)	Runoff (12R)
Convention (12C)	Special (12G)	

Election on

in the State of

(d) 30-Day Post -Election Report for the:

<input checked="" type="checkbox"/> General (30G)	<input type="checkbox"/> Runoff (30R)	<input type="checkbox"/> Special (30S)
---	---------------------------------------	--

Election on

in the State of

NY

5. Covering Period 10 16 2008 through 11 24 2008

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Anthony Graffino

Signature of Treasurer Electronically Filed by Anthony Graffino Date 03 19 2009

NOTE : Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C 437g.

Office Use Only

FEC FORM 3X
(Rev. 12/2004)

29092642651



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

July 14, 2009

Anthony T. Scotto, Esq.
Law Offices of Anthony Thomas Scotto
1225 Franklin Avenue, Suite 325
Garden City, NY 11530

C00001743
AF# 2008

Dear Mr. Scotto:

On March 31, 2009, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2008 30 Day Post-General Report. The Commission also made a preliminary determination that the civil money penalty was \$500 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing the written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination in this matter. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463. As a result of the anthrax threat in the Washington, DC area, US Postal Service mail delivery to federal agencies, including the Commission, has been interrupted. Until regular mail delivery resumes, you may also file your written response with the Commission Secretary via facsimile (202-208-3333) or by courier at the same address (if you use an overnight delivery service, please use zip code 20004 instead of zip code 20463). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Jill I. Sugarman".

Jill I. Sugarman
Reviewing Analyst
Office of Administrative Review

Attachment

29092642652



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEDERAL ELECTION
COMMISSION
SECRETARIAT

2009 JUL 30 P 4: 03

July 30, 2009

MEMORANDUM

SENSITIVE

To: The Commission

Through: Robert A. Hickey *A. Zahel 09*
Staff Director

From: John D. Gibson *JDG*
Chief Compliance Officer

Shawn Woodhead Wertz *SW*
Reviewing Officer
Office of Administrative Review

By: Jill Sugarman *JS*
Reviewing Analyst

Subject: Final Determination Recommendation in AF# 2008 - Local 1814
International Longshoremens Assoc. AFL-CIO Political Action and
Education Fund and Anthony Graffino, as Treasurer (C00001743)

On March 31, 2009, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2008 30 Day Post-General Report. As a result, the Commission also made a preliminary determination that the civil money penalty was \$500 based on the schedule of penalties at 11 C.F.R. § 111.43.

On May 12 and 27, 2009, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer's recommendation dated July 10, 2009 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(a) and assess a \$500 civil money penalty because they submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB or that they used best efforts to file on time. 11 C.F.R. § 111.35(b).

Instead of filing a written response with the Commission Secretary within 10 days of transmittal of the recommendation in accordance with 11 C.F.R. § 111.36(f), the respondents paid the civil money penalty.

29092642653

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2008 involving the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2008 that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$500; and
- (3) Send the appropriate letter.

29092642654

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Final Determination Recommendation:) AF 2008
 Local 1814 International Longshoremens)
 Assoc. AFL-CIO Political Action and)
 Education Fund and Anthony Graffino,)
 as Treasurer (C00001743))

CERTIFICATION

I, Mary W. Dove, Secretary of the Federal Election Commission, do hereby certify that on August 24, 2009, the Commission decided by a vote of 6-0 to take the following actions in AF 2008:

1. Adopt the Reviewing Officer recommendation for AF 2008 involving the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, in making the final determination.
2. Make a final determination in AF 2008 that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$500.
3. Send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and

Weintraub voted affirmatively for the decision.

Attest:

August 24, 2009
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

29092642655



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 15, 2009

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Anthony T. Scotto
Law Offices of Anthony T. Scotto
1225 Franklin Avenue, Suite 325
Garden City, NY 11530

C00001743
AF# 2008

Dear Mr. Scotto:

On March 31, 2009, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2008 30 Day Post-General Report. By letter dated April 6, 2009, the Commission sent your clients notification of the RTB finding that included a civil money penalty calculated at RTB of \$500 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 12 and 27, 2009, the Office of Administrative Review received the written response from you challenging the RTB finding and civil money penalty and the Treasurer's designation of you as counsel.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$500 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on July 14, 2009.

The \$500 payment for the civil money penalty was received at the Commission's lockbox on July 29, 2009.

On August 24, 2009, the Commission adopted the Reviewing Officer's recommendation and made a final determination that the Local 1814 International Longshoremens Assoc. AFL-CIO Political Action and Education Fund and Anthony Graffino, as Treasurer, violated 2 U.S.C. § 434(a) and assessed a civil money penalty of \$500. It is based on the same factors

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used to calculate the civil money penalty at RTB. A copy of the final determination recommendation is attached.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. §111.42(b). Although the file must be placed on the public record within 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Jill Sugarman on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

On behalf of the Commission,



Steven T. Walther
Chairman

Attachment

29092642657

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEC# 001 6 0000050000 BA# 1 07-28-09 20 3



29092642658

US Bank Corp

AT 2009
LOCAL 1814 POLITICAL ACTION
AND EDUCATION FUND
INTERNATIONAL LONGSHOREMEN'S ASSOC. AFL-CIO
70 25TH STREET
BROOKLYN, NY 11222

DATE 7/22/09 7153

PAY TO THE ORDER OF Federal Election Commission \$500.00

Five Hundred 00/100 DOLLARS

AMERICAN BANK OF NEW YORK
111 Wall Street, New York, N.Y. 10038

[Signature]



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2008

DATE SCANNED 10-19-09

SCANNER NO. 2

SCAN OPERATOR Jill D

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