



**FEDERAL ELECTION COMMISSION**

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2 **MEMORANDUM**

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4 **TO:** The Commission  
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6 **FROM:** Lisa J. Stevenson  
7 Acting General Counsel  
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9 Charles Kitcher  
10 Associate General Counsel for Enforcement  
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12 Adrienne Baranowicz  
13 Deputy Associate General Counsel for Enforcement  
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15 **BY:** Aaron Rabinowitz *AR*  
16 Assistant General Counsel  
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18 **SUBJECT:** MUR 7677 (James R. Schwartz II)  
19 Pre-Probable Cause Conciliation Agreement  
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22 Attached is a conciliation agreement negotiated with James R. Schwartz II that seeks to  
23 settle the Commission's findings that there was reason to believe that Schwartz knowingly and  
24 willfully violated 52 U.S.C. §§ 30102(c), 30103(b), (c), 30104(b), 30114(b)(1) and 11 C.F.R.  
25 §§ 102.2(a)(1), (2), 102.9, and 104.3, 104.14(d) by knowingly converted campaign funds to  
26 personal use and causing the Committee to inaccurately report its receipts, disbursements, cash-  
27 on-hand, the identity of the Committee's treasurer and other information while he functioned as  
28 treasurer.  
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We believe the attached conciliation agreement represents a reasonable settlement under the circumstances. Therefore, we recommend that the Commission accept the attached, signed conciliation agreement negotiated with Schwartz, approve the appropriate letters, and close the file.

**RECOMMENDATIONS:**

1. Accept the attached conciliation agreement with James R. Schwartz II;
2. Approve the appropriate letters; and
3. Close the file.