



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2722

DATE SCANNED

11/6/13

SCANNER NO.

2

SCAN OPERATOR

EEJ

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2013 APR -2 AM 8: 56

April 1, 2013

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: *[Signature]* Alec Palmer
Staff Director *[Signature]*

FROM: Patricia C. Orröck *[Signature]*
Chief Compliance Officer

Debbie Chacona *DC/NUE*
Assistant Staff Director
Reports Analysis Division

BY: *[Signature]* Jodi Winship/Sari Pickerall *[Signature]*
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2012 Year-End Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2012 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2012.

The committees listed in the attached RTB Circulation Report either failed to file the report, no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

For your information, letters of resignation were filed by the treasurers for Friends of Julian Schreibman (AF 2706) and Kenneth Sanders for Congress Committee (AF 2718). The RTB finding will be against the "Office of Treasurer" as the committees have not yet filed Amended Statements of Organization to appoint new treasurers.

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Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report 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 Report.
2. Send the appropriate letters.

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Federal Election Commission
Reason to Believe Circulation Report
2012 YEAR-END Not Election Sensitive 01/31/2013 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2689	C00424788	AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC)		BRENDAN DAVIS	\$389,962	0	2/12/2013	12	\$5,159	\$115
2690	C00436360	AMEDISYS INC POLITICAL ACTION COMMITTEE		DALE E. REDMAN	\$329,779	0	2/7/2013	7	\$29,511	\$340
2691	C00102764	AMERICAN CHIROPRACTIC ASSOCIATION PAC		DR. MICHAEL SIMONE	\$628,252	0	2/21/2013	21	\$13,193	\$215
2692	C00511980	ANDREI FOR ARIZONA	CHERNY, ANDREI	SETH SCOTT	\$2,247,802	0		Not Filed	\$561,951 (est)	\$11,000
2693	C00499491	ANDREW HUGHES FOR CONGRESS	HUGHES, ANDREW IFITS	JEFF UPTHEGROVE	\$505,503	1	2/19/2013	19	\$13,888	\$256
2694	C00507442	BARBARA CARLSON FOR US CONGRESS COMMITTEE	CARLSON, BARBARA J	SHERI EDWARDS	\$239,627	0		Not Filed	\$47,925 (est)	\$990
2695	C00504068	BARNES FOR CONGRESS	BARNES, BRIAN PATRICK	LISA MILLER	\$798,374	0	3/11/2013	Not Filed	\$11,256	\$550
2696	C00503177	BETTE GRANDE FOR CONGRESS	GRANDE, BETTE B	ALEC H. GRANDE	\$120,672	0		Not Filed	\$10,090	\$550
2697	C00501411	BRAD BOOKOUT FOR CONGRESS	BOOKOUT, BRADLEY T	LISA BOOKOUT	\$146,766	0		Not Filed	\$20,967 (est)	\$550

2699	C00513788	BRAD MORRIS FOR CONGRESS	MORRIS, BRAD	ROBERT T. "BOB" GRAY	\$410,768	0		Not Filed	\$68,461 (est)	\$2,970
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2701	C00523431	CASSIS FOR CONGRESS	CASSIS, NANCY	SEAN SANT	\$801,282	0		Not Filed	\$200,321 (est)	\$7,150
2702	C00523167	COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS	MURPHY, RICK	RICK MURPHY	\$171,886	0		Not Filed	\$57,295 (est)	\$2,970
2703	C00510495	DAVID SCHAPIRA FOR CONGRESS	SCHAPIRA, DAVID	LAUREN KUBY	\$562,177	0		Not Filed	\$140,544 (est)	\$4,950
2704	C00468009	EDWARDS WILDMAN PAC INC		KEITH KOTLER	\$426,175	0	2/22/2013	22	\$13,092	\$220
2705	C00500058	FRIENDS OF DAVID FOR CONGRESS	THAYNE, DAVID CRUZ	DAVID CRUZ THAYNE	\$171,317	0		Not Filed	\$28,553 (est)	\$990
2706	C00513739	FRIENDS OF JULIAN SCHREIBMAN	SCHREIBMAN, JULIAN D	OFFICE OF TREASURER	\$2,685,467	0		Not Filed	\$447,578 (est)	\$9,900
2707	C00473710	FRIENDS OF LIBERTY FOR JESSICA	PUENTE BRADSHAW, JESSICA	GARY E. DOAN	\$181,853	0	3/12/2013	Not Filed	\$1,415	\$250

2709	C00350421	FRIENDS OF TIM JOHNSON	JOHNSON, TIMOTHY V	MARK SHELLEN	\$1,278,389	0	2/12/2013	12	\$12,564	\$170
2710	C00505685	GARY SMITH FOR CONGRESS	SMITH, GARY	GARY SMITH	\$505,283	1		Not Filed	\$168,428 (est)	\$7,562
2711	C00495259	IMMIGRATION911, LLC		STANLEY P. DULL	\$520,898	1	2/13/2013	13	\$15,308	\$218
2712	C00498311	IMUS FOR CONGRESS	IMUS, GREGG	CHAD HANEY	\$228,972	0		Not Filed	\$28,622 (est)	\$990

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2713	C00495549	JACKSON FOR VIRGINIA	JACKSON, EARL W SR	THEODORA J. JACKSON	\$277,821	1	3/5/2013	Not Filed	\$1,136	\$312
2714	C00305920	JESSE JACKSON JR FOR CONGRESS	JACKSON, JESSE JR	VICKIE PASLEY	\$2,066,749	0		Not Filed	\$206,675 (est)	\$7,150
2715	C00478818	JIM HORN ELECTION COMMITTEE	HORN, JIM	OLIVIA JULIA HORN	\$182,905	3		Not Filed	\$36,561 (est)	\$1,732
2716	C00497644	JIMMIE MOORE FOR CONGRESS	MOORE, JIMMIE SEE	GAIL A. CHINN-PRATT	\$342,740	1		Not Filed	\$57,123 (est)	\$3,712

2718	C00514489	KENNETH SANDERS FOR CONGRESS COMMITTEE	SANDERS, KENNETH	OFFICE OF TREASURER	\$280,570	1		Not Filed	\$40,061 (est)	\$1,237
2719	C00512368	KRISTIN JACOBS FOR CONGRESS	JACOBS, KRISTIN	JACOB C. RICHTER	\$978,873	0	2/19/2013	19	\$901	\$120
2720	C00505529	LAMAR STERNAD FOR CONGRESS	STERNAD, JUSTIN LAMAR	JUSTIN LAMAR STERNAD	\$128,591	1		Not Filed	\$32,148 (est)	\$1,237
2721	C00517110	LEAH FOR CONGRESS	SCHANDLBAUER, LEAH CAMPOS	JACOB BROWN	\$143,979	1		Not Filed	\$35,995 (est)	\$1,237
2722	C00384529	LISA MURKOWSKI FOR US SENATE	MURKOWSKI, LISA	JOSEPH M. SCHIERHORN	\$1,343,737	0	2/15/2013	15	\$139,109	\$2,535
2723	C00517078	LONG, WILLIAM TODD	LONG, WILLIAM TODD	TODD LONG	\$295,925	0		Not Filed	\$49,321 (est)	\$990
2724	C00497099	MARAGOS4NY	MARAGOS, GEORGE	KHALEDA MALIQUE	\$4,039,502	0		Not Filed	\$577,072 (est)	\$11,000
2725	C00432948	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	MARJORIE O'LAUGHLIN	\$808,351	0		Not Filed	\$101,044 (est)	\$4,950
2726	C00510982	MELENDEZ FOR CONGRESS	MELENDEZ, JULIUS	BERNIE MAPILI	\$197,616	0		Not Filed	\$49,404 (est)	\$990
2727	C00457960	MICHAEL WILLIAMS FOR CONGRESS	WILLIAMS, MICHAEL L	R. STEVEN HICKS	\$1,615,965	0		Not Filed	\$201,996 (est)	\$7,150
2728	C00494187	MODICA FOR SENATE	MODICA, JULIEN	JULIEN MODICA	\$673,796	3		Not Filed	\$224,599 (est)	\$12,512
2729	C00413567	NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC		ROBERT L. REDDING, JR.	\$200,302	1	2/11/2013	11	\$7,906	\$137
2730	C00506568	PELOQUIN FOR CONGRESS	PELOQUIN, DONALD	KYLE KACZANOWSKI	\$201,448	0		Not Filed	\$28,778 (est)	\$990
2731	C00523993	REDFIELD FOR CONGRESS	REDFIELD, HOLLAND II	JAMES OLIVER	\$107,866	0		Not Filed	\$17,978 (est)	\$550

2733	C00507202	ROBERTS FOR CONGRESS	ROBERTS, MARVIN KIRBY	JUSTIN ROBERTS	\$183,304	0		Not Filed	\$36,661 (est)	\$990
2734	C00504498	ROSE MEZA HARRISON FOR CONGRESS	HARRISON, ROSE MEZA	GEORGE CLOWER	\$719,855	0	3/14/2013	Not Filed	\$2,411	\$250
2735	C00494690	STEVE COLLETT FOR CONGRESS	COLLETT, STEPHEN (STEVE)	STEVE COLLETT	\$402,067	0		Not Filed	\$50,258 (est)	\$2,970
2736	C00343475	TODD AKIN FOR SENATE	AKIN, W TODD	G. SCOTT ENGELBRECHT	\$11,842,136	0	2/7/2013	7	\$121,140	\$1,535
2737	C00528182	VIRGIN ISLANDS FOR PLASKETT	PLASKETT, STACEY	MARVIN L. PICKERING	\$134,305	0		Not Filed	\$44,768 (est)	\$990
2738	C00511287	WILSON 2012	WILSON, THOMAS	MARY F. GRAETZER	\$338,221	3	2/8/2013	8	\$809	\$113
2739	C00514414	ZEIN OBAGI FOR CONGRESS	OBAGI, ZEIN ELABDINE JR	ZEIN E. OBAGI, JR.	\$126,725	0		Not Filed	\$31,661 (est)	\$990

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation –)
2012 Year-End Report for the)
Administrative Fine Program:)
AMBULATORY SURGERY CENTER) AF# 2689
ASSOCIATION PAC (ASCAPAC), and)
DAVIS, BRENDAN as treasurer;)
AMEDISYS INC POLITICAL ACTION) AF# 2690
COMMITTEE, and DALE E REDMAN as)
treasurer;)
AMERICAN CHIROPRACTIC) AF# 2691
ASSOCIATION PAC, and SIMONE,)
MICHAEL DR as treasurer;)
ANDREI FOR ARIZONA, and SETH) AF# 2692
SCOTT as treasurer;)
ANDREW HUGHES FOR CONGRESS,) AF# 2693
and JEFF UPTHEGROVE as treasurer;)
BARBARA CARLSON FOR US) AF# 2694
CONGRESS COMMITTEE, and SHERI)
EDWARDS as treasurer;)
BARNES FOR CONGRESS, and MILLER,) AF# 2695
LISA as treasurer;)
BETTE GRANDE FOR CONGRESS, and) AF# 2696
ALEC H GRANDE as treasurer;)
BRAD BOOKOUT FOR CONGRESS, and) AF# 2697
LISA BOOKOUT as treasurer;)

BRAD MORRIS FOR CONGRESS, and) AF# 2699
ROBERT T "BOB" GRAY as treasurer;)

CASSIS FOR CONGRESS, and SEAN) AF# 2701
SANT as treasurer;)

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COMMITTEE TO ELECT RICK) AF# 2702
MURPHY FOR CONGRESS, and RICK)
MURPHY as treasurer;)
DAVID SCHAPIRA FOR CONGRESS,) AF# 2703
and LAUREN KUBY as treasurer;)
EDWARDS WILDMAN PAC INC, and) AF# 2704
KOTLER, KEITH as treasurer;)
FRIENDS OF DAVID FOR CONGRESS,) AF# 2705
and DAVID CRUZ THAYNE as treasurer;)
FRIENDS OF LIBERTY FOR JESSICA,) AF# 2707
and DOAN, GARY E MR. as treasurer;)

FRIENDS OF TIM JOHNSON, and) AF# 2709
SHELDEN, MARK as treasurer;)
GARY SMITH FOR CONGRESS, and) AF# 2710
GARY SMITH as treasurer;)
IMMIGRATION911, LLC, and STANLEY) AF# 2711
P DULL as treasurer;)
IMUS FOR CONGRESS, and CHAD) AF# 2712
HANELY as treasurer;)
JACKSON FOR VIRGINIA, and) AF# 2713
THEODOHA J JACKSON as treasurer;)
JESSE JACKSON JR FOR CONGRESS,) AF# 2714
and PASLEY, VICKIE as treasurer;)
JIM HORN ELECTION COMMITTEE,) AF# 2715
and OLIVIA JULIA HORN as treasurer;)
JIMMIE MOORE FOR CONGRESS, and) AF# 2716
CHINN-PRATT, GAIL A. as treasurer;)

KRISTIN JACOBS FOR CONGRESS, and) AF# 2719
JACOB C RICHTER as treasurer;)
LAMAR STERNAD FOR CONGRESS,) AF# 2720
and JUSTIN LAMAR STERNAD as)
treasurer;)
LEAH FOR CONGRESS, and JACOB) AF# 2721
BROWN as treasurer;)
LISA MURKOWSKI FOR US SENATE,) AF# 2722
and JOSEPH M SCHIERHORN as)
treasurer;)
LONG, WILLIAM TODD, and LONG,) AF# 2723
TODD MR. as treasurer;)

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MARAGOS4NY, and KHALEDA) AF# 2724
MALIQUE as treasurer;)
MCGOFF FOR CONGRESS, and) AF# 2725
O'LAUGHLIN, MARJORIE as treasurer;)
)
)
MELENDEZ FOR CONGRESS, and) AF# 2726
MAPILI, BERNIE as treasurer;)
MICHAEL WILLIAMS FOR CONGRESS,) AF# 2727
and HICKS, R. STEVEN as treasurer;)
MODICA FOR SENATE, and JULIEN) AF# 2728
MODICA as treasurer;)
NATIONAL ASSOCIATION OF FARM) AF# 2729
SERVICE AGENCY COUNTY OFFICE)
EMPLOYEES INC PPC AKA NASCOE)
PAC, and ROBERT L REDDING JR as)
treasurer;)
PELOQUIN FOR CONGRESS, and) AF# 2730
KACZANOWSKI, KYLE as treasurer;)
REDFIELD FOR CONGRESS, and) AF# 2731
OLIVER, JAMES as treasurer;)

ROBERTS FOR CONGRESS, and) AF# 2733
ROBERTS, JUSTIN as treasurer;)
ROSE MEZA HARRISON FOR) AF# 2734
CONGRESS, and GEORGE CLOWER as)
treasurer;)
STEVE COLLETT FOR CONGRESS, and) AF# 2735
COLLETTT, STEVE FED as treasurer;)
TODD AKIN FOR SENATE, and) AF# 2736
ENGELBRECHT, G. SCOTT as treasurer;)
VIRGIN ISLANDS FOR PLASKETT, and) AF# 2737
MARVIN L PICKERING as treasurer;)
WILSON 2012, and MARY F GRAETZER) AF# 2738
as treasurer;)
ZEIN OBAGI FOR CONGRESS, and ZEIN) AF# 2739
E OBAGI JR as treasurer;)

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CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on April 03, 2013 the Commission took the following actions on the Reason To Believe Recommendation – 2012 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated April 01, 2013, on the following committees:

AF#2689 Decided by a vote of 5-0 to: (1) find reason to believe that AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC), and DAVIS, BRENDAN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2690 Decided by a vote of 5-0 to: (1) find reason to believe that AMEDISYS INC POLITICAL ACTION COMMITTEE, and DALRI H REDMAN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2691 Decided by a vote of 5-0 to: (1) find reason to believe that AMERICAN CHIROPRACTIC ASSOCIATION PAC, and SIMONE, MICHAEL DR 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2692 Decided by a vote of 5-0 to: (1) find reason to believe that ANDREI FOR ARIZONA, and SETH SCOTT 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2693 Decided by a vote of 5-0 to: (1) find reason to believe that ANDREW HUGHES FOR CONGRESS, and JEFF UPTHEGROVE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2694 Decided by a vote of 5-0 to: (1) find reason to believe that BARBARA CARLSON FOR US CONGRESS COMMITTEE, and SHERI EDWARDS 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2695 Decided by a vote of 5-0 to: (1) find reason to believe that BARNES FOR CONGRESS, and MILLER, LISA 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2696 Decided by a vote of 5-0 to: (1) find reason to believe that BETTE GRANDE FOR CONGRESS, and ALEC H GRANDE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2697 Decided by a vote of 5-0 to: (1) find reason to believe that BRAD BOOKOUT FOR CONGRESS, and LISA BOOKOUT 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2699 Decided by a vote of 5-0 to: (1) find reason to believe that BRAD MORRIS FOR CONGRESS, and ROBERT T "BOB" GRAY 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2701 Decided by a vote of 5-0 to: (1) find reason to believe that CASSIS FOR CONGRESS, and SEAN SANT 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2702 Decided by a vote of 5-0 to: (1) find reason to believe that COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS, and RICK MURPHY 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2703 Decided by a vote of 5-0 to: (1) find reason to believe that DAVID SCHAPIRA FOR CONGRESS, and LAUREN KUBY 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2704 Decided by a vote of 5-0 to: (1) find reason to believe that EDWARDS WILDMAN PAC INC, and KOTLER, KEITH 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2705 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF DAVID FOR CONGRESS, and DAVID CRUZ THAYNE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2707 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF LIBERTY FOR JESSICA, and DOAN, GARY E 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2709 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF TIM JOHNSON, and SHELDEN, MARK 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2710 Decided by a vote of 5-0 to: (1) find reason to believe that GARY SMITH FOR CONGRESS, and GARY SMITH 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2711 Decided by a vote of 5-0 to: (1) find reason to believe that IMMIGRATION911, LLC, and STANLEY P DULL 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2712 Decided by a vote of 5-0 to: (1) find reason to believe that IMEJS FOR CONGRESS, and CHAD HANELY 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2713 Decided by a vote of 5-0 to: (1) find reason to believe that JACKSON FOR VIRGINIA, and THEODORA J JACKSON 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2714 Decided by a vote of 5-0 to: (1) find reason to believe that JESSE JACKSON JR FOR CONGRESS, and PASLEY, VICKIE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2715 Decided by a vote of 5-0 to: (1) find reason to believe that JIM HORN ELECTION COMMITTEE, and OLIVIA JULIA HORN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2716 Decided by a vote of 5-0 to: (1) find reason to believe that JIMMIE MOORE FOR CONGRESS, and CHINN-PRATT, GAIL A. 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2719 Decided by a vote of 5-0 to: (1) find reason to believe that KRISTIN JACOBS FOR CONGRESS, and JACOB C RICHTER 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2720 Decided by a vote of 5-0 to: (1) find reason to believe that LAMAR STERNAD FOR CONGRESS, and JUSTIN LAMAR STERNAD 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2721 Decided by a vote of 5-0 to: (1) find reason to believe that LEAH FOR CONGRESS, and JACOB BROWN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2722 Decided by a vote of 5-0 to: (1) find reason to believe that LISA MURKOWSKI FOR US SENATE, and JOSEPH M SCHIERHORN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2723 Decided by a vote of 5-0 to: (1) find reason to believe that LONG, WILLIAM TODD, and LONG, TODD 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2724 Decided by a vote of 5-0 to: (1) find reason to believe that MARAGOS4NY, and KHALEDA MALIQUE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2725 Decided by a vote of 5-0 to: (1) find reason to believe that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2726 Decided by a vote of 5-0 to: (1) find reason to believe that MELENDEZ FOR CONGRESS, and MAPILI, BERNIE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2727 Decided by a vote of 5-0 to: (1) find reason to believe that MICHAEL WILLIAMS FOR CONGRESS, and HICKS, R. STEVEN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2728 Decided by a vote of 5-0 to: (1) find reason to believe that MODICA FOR SENATE, and JULIEN MODICA 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2729 Decided by a vote of 5-0 to: (1) find reason to believe that NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC, and ROBERT L REDDING 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 in the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2730 Decided by a vote of 5-0 to: (1) find reason to believe that PELOQUIN FOR CONGRESS, and KACZANOWSKI, KYLE 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2731 Decided by a vote of 5-0 to: (1) find reason to believe that REDFIELD FOR CONGRESS, and OLIVER, JAMES 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2733 Decided by a vote of 5-0 to: (1) find reason to believe that ROBERTS FOR CONGRESS, and ROBERTS, JUSTIN 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2734 Decided by a vote of 5-0 to: (1) find reason to believe that ROSE MEZA HARRISON FOR CONGRESS, and GEORGE CLOWER 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2735 Decided by a vote of 5-0 to: (1) find reason to believe that STEVE COLLETT FOR CONGRESS, and COLLETT, STEVE FED 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2736 Decided by a vote of 5-0 to: (1) find reason to believe that TODD AKIN FOR SENATE, and ENGBRECHT, G. SCOTT 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2737 Decided by a vote of 5-0 to: (1) find reason to believe that VIRGIN ISLANDS FOR PLASKETT, and MARVIN L PICKERING 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2738 Decided by a vote of 5-0 to: (1) find reason to believe that WILSON 2012, and MARY F GRAETZER 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2739 Decided by a vote of 5-0 to: (1) find reason to believe that ZEIN OBAGI FOR CONGRESS, and ZEIN E OBAGI 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 Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 3, 2013
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

13092693309



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 4, 2013

Joseph M. Schierhorn, in official capacity as Treasurer
Lisa Murkowski for US Senate
P.O. Box 100847
Anchorage, AK 99510

C00384529
AF#: 2722

Dear Mr. Schierhorn:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2012, shall be filed no later than January 31, 2013. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on February 15, 2013, fifteen (15) days late.

The Act permits 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 April 3, 2013, the FEC found that there is reason to believe ("RTB") that Lisa Murkowski for US Senate and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2013. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$2,535. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. 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 CFR § 111.34. Your payment of \$2,535 is due within forty (40) days of the finding, or by May 13, 2013, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$139,109
Number of Days Late: 15
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or 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 at the top of page 1 under your committee's identification number, 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

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Commission's RTB finding, or May 13, 2013. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and 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 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) 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 CFR § 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: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

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 U.S. district court under 2 U.S.C. § 437g. 11 CFR § 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.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Lisa Murkowski for US Senate and you, in your official capacity 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 CFR § 111.51(a)(2).

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3. If You Choose to Pay the 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.

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 CFR § 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 Sari Pickerall 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,



Ellen L. Weintraub
Chair

13092693312

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$2,535 for the 2012 Year-End 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 13, 2013. 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: Lisa Murkowski for US Senate

FEC ID#: C00384529

AF#: 2722

PAYMENT DUE DATE: May 13, 2013

PAYMENT AMOUNT DUE: \$2,535

13092693313

FEC OFFICE
ADMIN REVIEW

2013 MAY 21 AM 7:38

May 14, 2013

Federal Election Commission
Office of Administrative Review
999 E Street, NW
Washington, DC 20463

Re: Lisa Murkowski for US Senate
C00384529
AF# 2722

Dear FEC Representative:

I am in receipt of your letter regarding an administrative fine being assessed for the 2012 fourth quarter report being filed on February 15, 2013. We do request the penalty be removed.

It is my responsibility to prepare the FEC reports and make sure they are timely mailed to the Federal Election Commission. Since taking over these responsibilities in 2006, we have filed every report and responded to every request from the FEC timely.

The report was finalized and provided to the campaign's treasurer to review on January 30, 2013. The report was signed by the treasurer on January 31, 2013. We took the report to the local post office and mailed it via express mail that day. I have enclosed a copy of the receipt from the post office confirming the date it was mailed. Based upon the receipt, it appears that we failed to indicate that a signature was not required. I realize this would have caused problems with the delivery. In fact, per the USPS records, the report was delivered on March 7, 2013. I have attached a copy of the track and confirm report from the USPO.

On February 14, 2013, the senator's office was contacted by Raymond Davis of the Office of Public Records that the report had not been received. I immediately contacted the campaign's treasurer and had him sign a duplicate report. This report was then emailed to the senator's office who then delivered the report on February 15, 2013.

Based upon the above information, it is obvious that we made every attempt to file the report in a timely manner. Therefore we respectfully request the removal of the penalty.

We appreciate your consideration of this request.

Very truly,


13092693314

English

Customer Service

USPS Store

Sign Out / Sign In

USPS.COM

Search USPS.com or Track Packages

Quick Tools

Ship a Package

Send Mail

Manage Your Mail

Shop

Business Solutions

Track & Confirm

GET EMAIL UPDATES

POST DETAILS

YOUR LABEL NUMBER

ES547007800LS

STATUS

IN TRANSIT

DATE & TIME

March 7, 2013, 8:41 am

LOCATION

WASHINGTON, DC 20013

MOVEMENT

NO TO DELIVERY
PENDING DELIVERY

Check on Another Item

What's your label (or receipt) number?

Find

ON USPS.COM

Business Solutions

My USPS & Store

What's New with USPS

Customer Service

Sign Out

ON ABOUT.USPS.COM

About USPS Hours

Newsroom

Mail Service Systems

Forms & Publications

Contact Us

OTHER USPS LINKS

Business Solutions

My USPS & Store

What's New with USPS

Customer Service

Sign Out

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DATE: 02/04/13
TIME: 04:51:02 PM

Product Sale Unit Final
Description Qty Price Price

ROSEN UT 04201 \$1.52

Zone-B First-Class

Large Env

3.40 oz.

Expected Delivery: Mon 02/04/13

US Certified \$3.10

Label #: 70110110000153000000

Issue PVI: \$4.82

ROSEN CA 00002 \$1.12

Zone-B First-Class

Large Env

1.40 oz.

Expected Delivery: Mon 02/04/13

US Certified \$3.10

Label #: 70110110000100000000

Issue PVI: \$4.22

Zone-B Express Mail

US Mail First-Class Mail

10.25 oz.

Label Certified Mail

02/04/13 12:00:00 PM

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

5170
10/1/13

Total \$20.79

Paid by Debit Card \$20.79

Account # XXXXXXXXXX0204

Approval #

Transaction # 210



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

May 21, 2013

Joseph M. Schierhorn, in official capacity as Treasurer
Lisa Murkowski for US Senate
P.O. Box 100847
Anchorage, AK 99510


C00384529

AF#: 2722

Dear Mr. Schierhorn:

On May 20, 2013, the Commission received the written response ("challenge") which is being reviewed by the Office of Administrative Review. If you have any questions regarding the challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,


Rhiannon Magruder
Acting Reviewing Officer
Office of Administrative Review

13092693317

Date: May 21, 2013

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

AF#: 2722

Committee Name: Lisa Murkowski for US Senate

Committee ID#: C00384529

Committee Address (if different than in RTB letter): Y

510 L Street
Suite 600
Anchorage, AK 99501-1956

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

Attachments:

- **Copy of RTB Circulation Report, dated April 1, 2013 and RTB Certification, dated April 3, 2013 (Y/N):** Previously Forwarded
- **Proof of Delivery (to be forwarded at later date if not yet received) (Y/N):** Y
-
- **Other Relevant Telecoms (Y/N):** N
- **Original Correspondence Received by RAD in Response to RTB Letter (Y/N):** N
- **RAD Staff Declaration (Y/N):** Y
 - 2012 Year End Report Notice, dated December 27, 2012.
 - RTB Letter, dated April 4, 2013.
- **Other RAD Information: (Y/N):** Y
 - Memo to File, dated April 4, 2013

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**Delivery Notification**

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number: 1Z WF5 860 A2 9976 138 8
Reference Number(s): RAD, 2722
Service: NEXT DAY AIR
Special Instructions: ADULT SIGNATURE REQUIRED
Shipped/Billed On: 05/08/2013
Delivered On: 05/09/2013 11:46 A.M.
Delivered To: 510 L ST
6 600
ANCHORAGE, AK, US 99501

Signed By: WHISENHANT
UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS UPS
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Location: RECEIVER

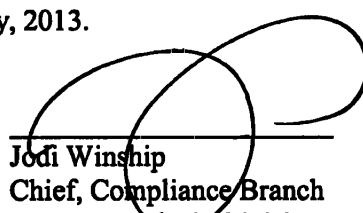
Thank you for giving us this opportunity to serve you.

Sincerely,
UPS

Tracking results provided by UPS: 05/10/2013 8:42 A.M. ET

DECLARATION OF JODI WINSHIP

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 Lisa Murkowski for US Senate:
 - A) On December 27, 2012, Prior Notice referencing the 2012 Year End Report was sent to Congressional Candidates, Parties and PACs registered with the FEC. The Prior Notice was also available on the FEC web site beginning on that date. Since Lisa Murkowski for US Senate did not provide a current email address to the FEC on their Statement of Organization (FEC Form 1), they did not receive an electronic copy of the Prior Notice via email on December 27, 2012;
 - B) Reason-to-Believe Letter, dated April 4, 2013 referencing the 2012 Year End Report.
3. I hereby certify that I have searched the Commission's public records and find that Lisa Murkowski for US Senate filed the 2012 Year End Report with the Commission on February 15, 2013.
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 21st day of May, 2013.



Jodi Winship
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

13092693320



YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

December 27, 2012

CURRENT REPORT DUE:

I. 2012 GENERAL ELECTION CANDIDATES

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	12/31/12	01/31/13	01/31/13

II. UNSUCCESSFUL 2012 PRIMARY ELECTION CAMPAIGN COMMITTEES AND CANDIDATES NOT ACTIVE IN 2012 ELECTIONS

REPORT	REPORTING PERIOD ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
Year-End	10/01/12 - 12/31/12	01/31/13	01/31/13

NOTE FOR COMMITTEES NOT REQUIRED TO FILE A POST-GENERAL ELECTION REPORT

CHART II (see above)

For candidates who ran in 2012 but did not participate in the general election, the reporting period for the Year-End Report spans two election cycles. For this report only, committees should instead use the Post-Election Detailed Summary Page (FEC Form 3, Pages 5-8). Committees should not use the normal Detailed Summary Page.

[Click here for Supplemental Filing Information](#)

[See Page 2 for 2013 Reporting Schedule](#)

¹These dates indicate 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.

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LOOKING AHEAD TO 2013

REPORT	CLOSE OF BOOKS ¹	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
April Quarterly	03/31/13	04/15/13	04/15/13
July Quarterly	06/30/13	07/15/13	07/15/13
October Quarterly	09/30/13	10/15/13	10/15/13
Year-End	12/31/13	01/31/14	01/31/14

[Click here for Supplemental Filing Information](#)

¹These dates indicate 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.

13092693322

2012 SUPPLEMENTAL FILING INFORMATION CONGRESSIONAL COMMITTEES

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

Principal campaign committees of congressional candidates ¹ (including unopposed candidates and candidates whose names do not appear on the ballot) must file Quarterly Reports in 2012. ²

Campaigns that raise or spend more than \$5,000 for the 2012 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2012, even if the candidate plans to retire, withdraws from the race prior to the primary election, loses the primary or drops out of the race prior to the general election. See 11 CFR 104.5(a)(2).

Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. 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

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e). See also 11 CFR 104.18 and 100.19.

- Web Page: Electronic Filing Page
- Campaign Guide for Congressional Candidates and Committees (Candidate Guide), pp. 83-86 [PDF]

Paper Filing - Meeting the Filing Deadline

Paper Report filing options -- Registered, Certified or Overnight or First Class Mail.

See 11 CFR 104.5(e). See also 11 CFR 100.19.

- Web Page: Link to Paper Forms (for downloading and printing)
- Candidate Guide, p. 82 [PDF]

¹ Generally, an individual becomes a candidate for federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions or expenditures. If the campaign has not crossed the \$5,000 threshold, it is not required to file reports. See 11 CFR 100.3(a). See also 11 CFR 104.5(a).

² If a candidate has more than one authorized committee, the principal campaign committee files a consolidated report on Form 32 [PDF]. See 11 CFR 104.3(f).

2012 REPORTING SCHEDULE

- Web Page: [2012 Reporting Dates Page](#)
- The Record:
 - [FEC Record Blog: Reporting](#)
 - [January 2012 issue](#) [PDF]
- [Candidate Guide, p. 83](#) [PDF]

COMPLIANCE

Treasurer Responsibility

Committee Treasurers 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. See [11 CFR 104.14\(d\)](#).

- [Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings](#) [PDF]
- [Candidate Guide, p. 7-9](#) [PDF]

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 \$17,600 (or more for repeat late- and non-filers).³ See generally, [11 CFR Part 111 Subpart B](#). See also [11 CFR 111.43](#).

- Web Page: [Administrative Fine Program](#)
- [Candidate Guide, pp. 82-83](#) [PDF]

DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Campaign committees must file [FEC Form 3L](#) [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,700 during the applicable reporting period ([see page 1 of this notice](#)). See [11 CFR 104.22](#) and [11 CFR 110.17\(f\)](#).

- The Record: [March 2009 issue](#) [PDF]
- [Candidate Guide, Appendix F, pp. 155-161](#) [PDF]

IMPORTANT FILING INFORMATION - PAPER FILERS

In response to the 2001 anthrax threat, the U.S. Postal Service is irradiating mail directed to many federal agencies, including the FEC and the Secretary of the Senate.⁴ This process has not only delayed mail delivery, it has also damaged and in some cases destroyed pieces of mail. As a result, committees that file reports with the FEC may want to consider submitting their reports by some means other than U.S. mail. Alternative methods include electronic filing, overnight mail or delivery service, and hand delivery.

³ Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$17,600, even for first-time violations.

⁴ Senate committees should contact the Secretary of the Senate at (202) 224-0322 for more information on filing reports via US mail.

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via Overnight Delivery

June 3, 2013

Joseph M. Schierhorn, in his official capacity as Treasurer
Lisa Murkowski for US Senate
510 L Street, Suite 600
Anchorage, AK 99501

AF# 2722
C00384529

Dear Mr. Schierhorn:

On April 3, 2013, the Federal Election Commission ("the Commission") found reason-to-believe ("RTB") that Lisa Murkowski for US Senate and you, in your official capacity as Treasurer, ("the respondents") violated 2 U.S.C. § 434(a) for failing to timely file the 2012 Year End Report. On May 20, 2013, the Commission received your written response ("challenge").

The challenge provides a copy of the Midtown Station sales receipt which indicates the report may have been originally mailed to an address in Alexandria, Virginia. In order for the Office of Administrative Review ("OAR") to complete its review of the challenge, please provide the complete mailing address to which the report was originally sent on January 31, 2013. Please also submit any relevant supporting documentation not included in the challenge.

The Commission strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c). Any information submitted will be provided to the Commission, along with your original challenge. Failure to provide the supplemental information entitles the Reviewing Officer to assume that the Commission's factual allegations are true. 11 C.F.R. § 111.36(b).

Your written response should be sent to OAR at the Federal Election Commission, 999 E Street, NW, Washington, DC 20463 by June 10, 2013.

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

13092693325

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Acting Reviewing Officer
Office of Administrative Review

13092693326

FEC OFFICE OF

ARNOLD & COULTER

ADMIN REVIEW

2013 JUN 12 PM 1:48

A PROFESSIONAL CORPORATION

William D. Arnold
wdacpa@ak.net

Cynthia A. Coulter
caccpa@ak.net

June 10, 2013

Via overnight delivery

Office of Administrative Review
Federal Election Commission
999 E Street, NW
Washington, DC 20463

AF# 2722
C00384529

Dear FEC Office of Administrative Review:

We are in receipt of your correspondence dated June 3, 2013.

Our normal procedure is to send the reports via express mail. We then keep for our records documentation that indicates the date and address the item was shipped. I have attached a copy of our documentation for the mailing of the FEC reports on October 15, 2012 and April 15, 2013.

Unfortunately we cannot locate the same documentation for the report mailed January 31, 2013. The employee responsible for this mailing is no longer employed by us. We do have documentation that it was sent on January 31, 2013 via express mail, as was provided in our previous response dated May 14, 2014. In reviewing our address data bank, we have two addresses for the FEC – the current Washington, D.C. address and the Alexandria, Virginia address. There is a possibility that the report was sent to the address in Alexandria, Virginia.

I, Cynthia Coulter, do solemnly declare that all statements made are of my own knowledge and are true and that all statements made on information are believed to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Very truly yours,


Cynthia A Coulter,
Certified Public Accountant

13092693327

EB 347007702 US



Post Office To Addresssee

PO ZIP Code 99524	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day Scheduled Date of Delivery 4-17-13 Mon <input type="checkbox"/> Tue <input type="checkbox"/> Wed <input type="checkbox"/> Thu <input type="checkbox"/> Fri <input type="checkbox"/> Sat <input type="checkbox"/> Sun	Postage \$ 35.90
Date Accepted 4-15-13 Mo. <input type="checkbox"/> Day <input type="checkbox"/> Year	Scheduled Time of Delivery <input type="checkbox"/> Noon <input type="checkbox"/> 3 PM Military	Return Receipt Fee \$ COD Fee \$ Insured Fee \$
Time Accepted 1540 <input type="checkbox"/> AM <input type="checkbox"/> PM	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day Int'l Alpha Country Code	Total Postage & Fees \$ 35.90
Flat Rate <input type="checkbox"/> or Weight 11 lbs. 70 ozs.		Acceptance Emp. Initials 1023

FROM: (PLEASE PRINT)**PHONE** ()

Arnold & Coulter, CPAs, APC
4341 B Street, Suite 304
Anchorage, AK 99503-5927

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Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		

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Express Mail Corporate Acct. No.

Federal Agency Acct. No. or
Postal Service Acct. No.

[illegible]

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Weekend & Holiday

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Office of Public Records
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Washington, DC 20013-7578

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+

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From: USPS_Shipping_Services@usps.com
Sent: Monday, October 15, 2012 2:11 PM
To: waccadmin@ak.net
Subject: Click-N-Ship(R) Payment Confirmation



[Sign in](#) | [Shipping History](#) | [Manage Your Mail](#) | [Customer Service](#)

Your Click-N-Ship® Payment Confirmation

Thanks for shipping with us,

Additional information regarding your label(s) can be found in your Shipping History. From your [Shipping History](#) you can Ship Again, track your package, or request a refund.

Click-N-Ship® Payment Details

Acct #:

Transaction Number: 244653449

Transaction Date/Time: 10/15/2012 05:09 PM CDT

Transaction Amount: \$17.75

Credit Card Number: XXXX XXXX XXXX 7946

Express Mail Flat Rate Env. # EO 922 439 561 US (Sequence Number 1 of 1)

Shipped to:

OFFICE OF PUBLIC RECORDS
PO BOX 77578
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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2013 JUL -8 PM 3:45

July 8, 2013

MEMORANDUM

SENSITIVE

To: The Commission

Through: Alec Palmer *for PCO*
Staff Director

From: Patricia C. Orrock *PCO*
Chief Compliance Officer

Rhiannon Magruder *RM*
Acting Reviewing Officer
Office of Administrative Review

Subject: AF# 2722 – Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in his official capacity as Treasurer (C00384529)

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

13092693330



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 8, 2013

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

AF# 2722 – Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in his official capacity
as Treasurer (C00384529)

Summary of Recommendation

Take no further action that the respondents violated 2 U.S.C. § 434(a) and close the file.

Reason-to-Believe Background

The 2012 Year End Report was due on January 31, 2013. The respondents filed the report on February 15, 2013, 15 days late. The report is not election sensitive and was filed within 30 days of the due date; therefore, the report is considered late. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On April 3, 2013, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to timely file the 2012 Year End Report and made a preliminary determination that the civil money penalty was \$2,535 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on April 4, 2013 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a report for the quarter ending December 31 no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(2)(B) and 11 C.F.R. § 104.5(a)(1)(i). All reports required to be filed by the principal campaign committee of a candidate for the office of U.S. Senator shall be filed with the Secretary of the Senate. 2 U.S.C. § 432(g) and 11 C.F.R. § 105.2. If the report is sent by registered or certified mail, by Express or Priority Mail with delivery confirmation or by overnight delivery service with an online tracking system, and scheduled for next business day delivery, it must be postmarked, or deposited with the mailing service, no later than the filing date to be timely filed. 2 U.S.C. § 434(a)(5), and 11 C.F.R. §§ 100.19 and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Respondents' Challenge

On May 20, 2013, the Commission received the written response ("challenge") from Cynthia A. Coulter, the Committee's accountant, challenging the RTB finding. The challenge states that the report was mailed via USPS Express Mail on January 31, 2013. However, "it appears [the Committee] failed to indicate that a signature was not required," which may have caused problems with P.O. Box delivery. On February 14, 2013, the Secretary of Senate's

13092693331

Office of Public Records (OPR) informed the Committee that it had failed to file the report. The following day, a copy of the report was hand delivered to OPR.

Ms. Coulter indicates that the Committee made every attempt to timely file the report and asks the penalty be waived. Included with the challenge are copies of the Post Office sales receipt and USPS tracking records.

Analysis

The respondents identified one shipment on the copy of the Post Office sales receipt as containing the 2012 Year End Report. While the receipt did not provide the complete address, it clearly indicated the report was originally mailed to an address in Alexandria, Virginia. According to USPS online tracking records, the shipment was considered undeliverable as addressed on February 2 and then forwarded to a Washington, D.C. address on March 6, more than a month later. The full address of the ultimate Washington, D.C. recipient could also not be identified through USPS online tracking records.

On June 3, 2013, OAR sent a request for supplemental information to the Committee, specifically asking for the complete mailing address to which the original report was mailed. On June 12, 2013, the Commission received a response from Ms. Coulter stating that it is the Committee's normal practice to send FEC reports via Express Mail and then maintain documentation that indicates the date and address of the shipments. However, the Committee does not have any documentation for the 2012 Year End Report which indicates the full address to which the report was mailed. Ms. Coulter further states:

"In reviewing our address data bank, we have two addresses for the FEC – the current Washington, D.C. address and the [old] Alexandria, Virginia address. There is a possibility that the report was sent to the address in Alexandria, Virginia."

Given this response and the Committee's use of the current address for all other filings since January 2012, one can reasonably conclude that the respondents made an administrative error in sending the original report to the old address.

OAR also sent a request for supplemental information to the Office of the Secretary of the Senate's Office of Public Records ("OPR"), the point of entry for reports filed by Senate committees. The request asked for more information regarding the change of address. The Superintendent of OPR states in her response that the new Washington, D.C. address went into effect on January 17, 2012. Additionally, the forwarding service from the Alexandria, Virginia address expired in January 2013, and all documents received at the old address after that point should be returned to the sender.

However, Commission records indicate that at least some documents delivered to the old address after the expiration of the forwarding service were still successfully forwarded to the current address, some as late as April 2013. Additionally, in conversation with the Superintendent of OPR, she indicated that OPR staff would occasionally go to Alexandria to

pick up mail that may have been successfully delivered in error. Based on Commission records, OPR assigned receipt dates to these filings just as it would for filings received at the current address, per 11 C.F.R. §§ 100.19 and 104.5(e). To ensure consistency, the Superintendent stated all future documents received at the old address will be returned to the sender.

It is evident that there were inconsistent procedures for mail sent to the old address after January 2013. Had the respondents' report been processed like others delivered to the old address during that time, the Express Mail postmark date of January 31, 2013 would have been considered the receipt date, and the report would be timely filed. 11 C.F.R. §§ 100.19 and 104.5(e). Therefore, the Reviewing Officer recommends that the Commission take no further action and close the file.

OAR Recommendations

- (1) Take no further action in AF# 2722 that Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (2) Send the appropriate letter.

Acting Reviewing Officer: Rhiannon Magruder

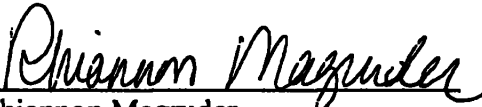
Attachments

- Attachment 1 – Challenge Received from Respondents
- Attachment 2 – Additional Request for Information to and from Respondents
- Attachment 3 –
- Attachment 4 – Declaration from RAD
- Attachment 5 – Declaration from OAR

13092693333

DECLARATION OF RHIANNON MAGRUDER

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2012 Year End Report is due January 31, 2013. Senate principal campaign committees must file reports with the Secretary of the Senate. If the report is sent by registered or certified mail, by Express or Priority Mail with delivery confirmation or by overnight delivery service with an online tracking system, and scheduled for next business day delivery, it must be postmarked, or deposited with the mailing service, no later than the filing date to be timely filed. It is the practice of the Office of Public Records, Secretary of the Senate to date stamp each report as it is received and complete an envelope processing page disclosing the method used to file the report as well as either the date of receipt or postmark.
3. 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 the cover page and the Senate Office of Public Records processing sheet for the 2012 Year End Report filed by Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in official capacity as Treasurer. According to the Commission's records, the report covers the period from October 1, 2012 through December 31, 2012, and was hand delivered on February 15, 2013.
4. I hereby certify that I have tracked the original USPS Express Mail shipment dated January 31, 2013 via usps.com and the documents identified herein are the true and accurate copies of the tracking records for shipment label #EB347007680US.
5. 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 8th of July, 2013.



Rhiannon Magruder
Acting Reviewing Officer
Office of Administrative Review
Federal Election Commission

13092693334

RECEIVED
SECRETARY OF THE SENATE
13 FEB 15 AM 10:22

FEC
FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For Authorized Committee

Office Use Only

1. NAME OF
COMMITTEE (in full)

TYPE OR PRINT ▼

Example: If typing, type
over the lines.

12FE4M5

Lisa Murkowski for U.S. Senate

ADDRESS (number and street)

P.O. Box 100847

Check if different
than previously
reported. (ACC)

Anchorage

AK

99510

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

STATE ▼ DISTRICT

C C00384529

3. IS THIS
REPORT

X NEW
(N) OR

AMENDED
(A)

AK

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

X January 31 Year-End Report (YE)

Termination Report (TER)

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

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

in the
State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the
State of

5. Covering Period

10

01

2012

through

12

31

2012

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 Joseph Schlerhorn

Signature of Treasurer

Joseph Schlerhorn

Joseph M. Schlerhorn

Date

01

31

2013

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

Office
Use
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FEC FORM 3
(Revised 02/2003)

FEB 15 2013

13092693335

13020111475

U.S. Postal Service Track & Confirm email Restoration - EB347007680US

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to:

rmagruder

07/08/2013 11:37 AM

Hide Details

From: US_Postal_Service@usps.com

To: rmagruder@fec.gov

This is a post-only message. Please do not respond.

Rhiannon Magruder has requested that you receive this restoration information for Track & Confirm as listed below.

Current Track & Confirm e-mail information provided by the U.S. Postal Service.

Label Number: EB347007680US

Service Type: Express Mail®

Shipment Activity	Location	Date & Time
Delivered	WASHINGTON DC 20013	March 7, 2013 9:41 am
Notice Left (No Authorized Recipient Available)	WASHINGTON DC 20013	March 7, 2013 7:41 am
Depart USPS Sort Facility	DULLES VA 20101	March 6, 2013
Processed through USPS Sort Facility	DULLES VA 20101	March 6, 2013 6:33 pm
Forwarded	ALEXANDRIA VA	March 6, 2013 10:06 am
Undeliverable as Addressed	ALEXANDRIA VA 22301	February 2, 2013 10:51 am
Arrival at Post Office	ALEXANDRIA VA 22301	February 2, 2013 10:10 am
Depart USPS Sort Facility	DULLES VA 20102	February 2, 2013
Processed through USPS Sort Facility	DULLES VA 20102	February 2, 2013 7:26 am
Depart USPS Sort Facility	ANCHORAGE AK 99503	February 1, 2013
Processed through USPS Sort Facility	ANCHORAGE AK 99530	January 31, 2013 9:47 pm
Processed through USPS Sort Facility	ANCHORAGE AK 99503	January 31, 2013 6:21 pm
Acceptance	ANCHORAGE AK 99503	January 31, 2013 4:48 pm



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2013 JUL 29 PM 3: 29

SENSITIVE

July 29, 2013

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

From: Patricia C. Orrock *PCO*
Chief Compliance Officer

Rhiannon Magruder *RM*
Acting Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 2722 – Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in his official capacity as Treasurer (C00384529)

On April 3, 2013, the Commission found reason to believe that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2012 Year End Report and also made a preliminary determination that the civil money penalty was \$2,535 based on the schedule of penalties at 11 C.F.R. § 111.43.

On May 20, 2013, the Commission received the respondents' written response ("challenge"). On June 12, 2013, the Commission received their supplemental response. After reviewing the challenge and supplemental response, the Reviewing Officer Recommendation ("ROR") dated July 8, 2013 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. As addressed in the ROR, it was evident that there were inconsistent procedures for mail sent to the old Secretary of Senate's Office of Public Records address after January 2013. Had the respondents' report been processed like others delivered to the old address during that time, the Express Mail postmark date of January 31, 2013 would have been considered the receipt date, and the report would be timely filed. 11 C.F.R. §§ 100.19 and 104.5(e). Therefore, the Reviewing Officer recommends that the Commission take no further action and close the file.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). As of this date, a written response has not been received.

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OAR Recommendations

- (1) Take no further action in AF# 2722 that Lisa Murkowski for U.S. Senate and Joseph M. Schierhorn, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and close the file; and
- (2) Send the appropriate letter.

13092693338

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation:) AF 2722
Lisa Murkowski for U.S. Senate and)
Joseph M. Schierhorn, in his official)
capacity as Treasurer (C00384529))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election
Commission, do hereby certify that on August 09, 2013, the Commission
decided by a vote of 5-0 to take the following actions in AF 2722:

1. Take no further action in AF# 2722 that Lisa Murkowski for U.S.
Senate and Joseph M. Schierhorn, in his official capacity as
Treasurer, violated 2 U.S.C. § 434(a) and close the file.
2. Send the appropriate letter.

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

Attest:

August 9, 2013
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

13092693339



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 23, 2013

VIA OVERNIGHT DELIVERY

Joseph M. Schierhorn, in official capacity as Treasurer
Lisa Murkowski for U.S. Senate
P.O. Box 100847
Anchorage, AK 99510

C00384529

AF#: 2722

Dear Mr. Schierhorn:

On April 3, 2013, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Lisa Murkowski for U.S. Senate and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2012 Year End Report. By letter dated April 4, 2013, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$2,535 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On May 20, 2013, the Office of Administrative Review received your written response, challenging the RTB finding.

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 take no further action. A copy of the Reviewing Officer Recommendation was sent to you on July 10, 2013.

On August 9, 2013, the Commission adopted the Reviewing Officer's recommendation to take no further action with respect to 2 U.S.C. § 434(a) and close the file. 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.

13092693340

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

On behalf of the Commission,



Ellen L. Weintraub
Chair

Attachment

13092693341



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2722

DATE SCANNED

11/6/13

SCANNER NO.

2

SCAN OPERATOR

EEJ

13092693342