



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2794

DATE SCANNED 12/9/14

SCANNER NO. 2

SCAN OPERATOR SES



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

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FEDERAL ELECTION  
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2014 JUN 16 AM 10:38

June 13, 2014

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alcc Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *PO/nur*  
Chief Compliance Officer

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

BY: *KDR* Kristin D. Roser/Sari Pickeral *SR*  
Reports Analysis Division  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2014 April Quarterly Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2014 April Quarterly Report in accordance with 2 U.S.C. 434(a). The 2014 April Quarterly Report was due on April 15, 2014.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed 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 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**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.

Federal Election Commission  
Reason to Believe Circulation Report  
2014 APRIL QUARTERLY Not Election Sensitive 04/15/2014 H\_S\_P\_UNAUTH

| AF#  | Committee ID | Committee Name  | Candidate Name               | Treasurer                        | Threshold | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|---|------------------------------|----------------------------------|-----------|----|--------------|-----------|-----------------|-------------|
| 2791 | C00365965    | AMERICAN ACADEMY OF<br>PEDIATRIC DENTISTRY<br>POLITICAL ACTION<br>COMMITTEE |                              | DR. JOHN S.<br>RUTKAUSKAS        | \$211,767 | 0  | 4/22/2014    | 7         | \$31,700        | \$340       |
| 2792 | C00551002    | ART GARDNER 2014  | GARDNER, ARTHUR<br>AUGUSTINE | JOHN W.<br>GREENWALD             | \$138,983 | 0  | 4/23/2014    | 8         | \$43,335        | \$360       |
| 2794 | C00552380    | CASSIE FELDER CAMPAIGN<br>LLC   | FELDER, CASSIE ERIN          | KRISTIN<br>KOENIG                | \$128,643 | 0  | 4/30/2014    | 15        | \$99,781        | \$2,090     |
| 2795 | C00295964    | DC DEMOCRATIC STATE<br>COMMITTEE  |                              | WILLIAM<br>O'FIELD               | \$128,594 | 0  | 5/19/2014    | Not Filed | \$32,572        | \$1,090     |
| 2796 | C00468314    | DEMOCRACY ENGINE, INC.,<br>PAC  |                              | JONATHAN<br>ZUCKER               | \$690,617 | 0  |              | Not Filed | \$345,309 (est) | \$9,800     |
| 2798 | C00224790    | GRAYROBINSON, P.A.,<br>POLITICAL ACTION<br>COMMITTEE                        |                              | J. CHARLES<br>GRAY               | \$160,695 | 0  | 5/7/2014     | 22        | \$13,250        | \$220       |
| 2799 | C00547232    | JOE PALUMBO FOR<br>CONGRESS   | PALUMBO, JOSEPH E            | KEITH<br>BUCKHOUT                | \$182,849 | 0  |              | Not Filed | \$182,849 (est) | \$6,050     |
| 2800 | C00544056    | MCCASKILL SENATE FUND   | MCCASKILL, CLAIRE            | MICHELLE<br>SHEROD               | \$152,342 | 0  | 5/3/2014     | 18        | \$2,548         | \$117       |
| 2801 | C00509489    | PATRIOT SUPER PAC   |                              | THOMAS<br>FREILING               | \$108,597 | 0  | 5/15/2014    | 30        | \$11,617        | \$260       |
| 2802 | C00192849    | PLUMBERS AND<br>PIPEFITTERS LOCAL UNION<br>74                               |                              | MARK R.<br>PERMAR                | \$139,426 | 1  | 5/29/2014    | Not Filed | \$21,136        | \$687       |
| 2804 | C00518027    | STEVE SALAZAR FOR<br>CONGRESS   | SALAZAR, STEVE               | ROSARIO<br>RODRIGUEZ             | \$110,712 | 4  |              | Not Filed | \$110,712 (est) | \$9,900     |
| 2805 | C00550830    | TEXANS FOR STOVALL  | STOVALL, DWAYNE<br>BRADLEY   | KATHERINE<br>BRACKEEN<br>STOVALL | \$172,334 | 0  | 4/25/2014    | 10        | \$58,841        | \$1,255     |
| 2806 | C00361949    | TRIUMPH GROUP INC PAC   |                              | CLAY<br>CRAWFORD                 | \$285,599 | 1  | 5/5/2014     | 20        | \$44,338        | \$750       |

| AF# | Committee<br>in | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|-----|-----------------|----------------|----------------|-----------|-----------|----|--------------|-----------|-----|-------------|
|-----|-----------------|----------------|----------------|-----------|-----------|----|--------------|-----------|-----|-------------|

|      |           |  |                    |           |   |           |           |          |       |
|------|-----------|--|--------------------|-----------|---|-----------|-----------|----------|-------|
| 2808 | C00040725 | UNITED FRESH PRODUCE<br>ASSOCIATION FRESH<br>POLITICAL ACTION<br>COMMITTEE (FRESH PAC) | ROBERT<br>GUENTHER | \$149,073 | 0 | 5/31/2014 | Not Filed | \$14,946 | \$550 |
|------|-----------|--|--------------------|-----------|---|-----------|-----------|----------|-------|

BEFORE THE FEDERAL ELECTION COMMISSION

1406270072

|   |   |          |
|---|---|----------|
| In the Matter of                        | ) |          |
|   | ) |          |
| Reason To Believe Recommendation - 2014 | ) |          |
| April Quarterly Report for the          | ) |          |
| Administrative Fine Program:            | ) |          |
| AMERICAN ACADEMY OF PEDIATRIC           | ) | AF# 2791 |
| DENTISTRY POLITICAL ACTION              | ) |          |
| COMMITTEE, and DR JOHN S                | ) |          |
| RUTKAUSKAS as treasurer;                | ) |          |
| ART GARDNER 2014, and JOHN W            | ) | AF# 2792 |
| GREENWALD as treasurer;                 | ) |          |
|   | ) |          |
| CASSIE FELDER CAMPAIGN LLC, and         | ) | AF# 2794 |
| KRISTIN KOENIG as treasurer;            | ) |          |
| DC DEMOCRATIC STATE                     | ) | AF# 2795 |
| COMMITTEE, and O'FIELD, WILLIAM         | ) |          |
| as treasurer;                           | ) |          |
| DEMOCRACY ENGINE, INC., PAC, and        | ) | AF# 2796 |
| ZUCKER, JONATHAN as treasurer;          | ) |          |
|   | ) |          |
| GRAYROBINSON, P.A., POLITICAL           | ) | AF# 2798 |
| ACTION COMMITTEE, and GRAY, J.          | ) |          |
| CHARLES as treasurer;                   | ) |          |
| JOE PALUMBO FOR CONGRESS, and           | ) | AF# 2799 |
| KEITH BUCKHOUT as treasurer;            | ) |          |
| MCCASKILL SENATE FUND, and              | ) | AF# 2800 |
| MICHELLE SHEROD as treasurer;           | ) |          |
| PATRIOT SUPER PAC, and FREILING,        | ) | AF# 2801 |
| THOMAS as treasurer;                    | ) |          |
| PLUMBERS AND PIPEFITTERS LOCAL          | ) | AF# 2802 |
| UNION 74, and MR MARK R PERMAR as       | ) |          |
| treasurer;                              | ) |          |

STEVE SALAZAR FOR CONGRESS, and ) AF# 2804  
ROSARIO RODRIGUEZ as treasurer; )  
TEXANS FOR STOVALL, and ) AF# 2805  
KATHERINE BRACKEEN STOVALL as )  
treasurer; )  
TRIUMPH GROUP INC PAC, and ) AF# 2806  
CRAWFORD, CLAY MR as treasurer; )

UNITED FRESH PRODUCE ) AF# 2808  
ASSOCIATION FRESH POLITICAL )  
ACTION COMMITTEE (FRESH PAC), )  
and ROBERT GUENTHER as treasurer; )

CERTIFICATION

I, Shelley E. Garr, Acting Secretary and Clerk of the Federal Election

Commission, do hereby certify that on June 17, 2014 the Commission took the  
following actions on the Reason To Believe Recommendation - 2014 April Quarterly  
Report for the Administrative Fine Program as recommended in the Reports Analysis  
Division's Memorandum dated June 13, 2014, on the following committees:

AF#2791 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN  
ACADEMY OF PEDIATRIC DENTISTRY POLITICAL ACTION COMMITTEE, and  
DR JOHN S RUTKAUSKAS 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 Goodman, Hunter, Petersen,  
Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2792 Decided by a vote of 6-0 to: (1) find reason to believe that ART  
GARDNER 2014, and JOHN W GREENWALD 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 Goodman, Hunter,  
Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2794 Decided by a vote of 6-0 to: (1) find reason to believe that CASSIE FELDER CAMPAIGN LLC, and KRISTIN KOENIG 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2795 Decided by a vote of 6-0 to: (1) find reason to believe that DC DEMOCRATIC STATE COMMITTEE, and O'FIELD, WILLIAM 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2796 Decided by a vote of 6-0 to: (1) find reason to believe that DEMOCRACY ENGINE, INC., PAC, and ZUCKER, JONATHAN 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2798 Decided by a vote of 6-0 to: (1) find reason to believe that GRAYROBINSON, P.A., POLITICAL ACTION COMMITTEE, and GRAY, J. CHARLES 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2799 Decided by a vote of 6-0 to: (1) find reason to believe that JOE PALUMBO FOR CONGRESS, and KEITH BUCKHOUT 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

1400620044

AF#2800 Decided by a vote of 6-0 to: (1) find reason to believe that MCCASKILL SENATE FUND, and MICHELLE SHEROD 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2801 Decided by a vote of 6-0 to: (1) find reason to believe that PATRIOT SUPER PAC, and FREILING, THOMAS 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2802 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and MR MARK R PERMAR 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2804 Decided by a vote of 6-0 to: (1) find reason to believe that STEVE SALAZAR FOR CONGRESS, and ROSARIO RODRIGUEZ 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2805 Decided by a vote of 6-0 to: (1) find reason to believe that TEXANS FOR STOVALL, and KATHERINE BRACKEEN STOVALL 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2806 Decided by a vote of 6-0 to: (1) find reason to believe that TRIUMPH GROUP INC PAC, and CRAWFORD, CLAY 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

140067000415



AF#2808 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED FRESH PRODUCE ASSOCIATION FRESH POLITICAL ACTION COMMITTEE (FRESH PAC), and ROBERT GUENTHER 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 Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

June 17, 2014  
Date

Shelley E. Garr  
Shelley E. Garr  
Acting Secretary and Clerk of the  
Commission

1706200476



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 18, 2014

Kristin Koenig, in official capacity as Treasurer  
Cassie Felder Campaign LLC  
263 3rd Street, Suite 308  
Baton Rouge, LA 70801

C00552380  
AF#: 2794

Dear Ms. Koenig:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period January 1, 2014 through March 31, 2014, shall be filed no later than April 15, 2014. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on April 30, 2014, 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 June 17, 2014, the FEC found that there is reason to believe ("RTB") that Cassie Felder Campaign LLC 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 April 15, 2014. 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 \$2,090. 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 \$2,090 is due within forty (40) days of the finding, or by July 27, 2014, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$99,781  
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

Commission's RTB finding, or July 27, 2014. 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 Cassie Felder Campaign LLC 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).

## **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.

#### **NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS**

##### **4. Partial Payments**

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

##### **5. Settlement Offers**

If you make a payment in an amount less than the calculated civil money penalty as an offer to settle or compromise a debt owed to the Commission, the offer is herewith rejected despite any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

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,



Lee E. Goodman  
Chairman

14002700476

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**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 \$2,090 for the 2014 April Quarterly 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 July 27, 2014. 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**  
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FOR: Cassie Felder Campaign LLC

FEC ID#: C00552380

AF#: 2794

PAYMENT DUE DATE: July 27, 2014

PAYMENT AMOUNT DUE: \$2,090



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2014 SEP 10 PM 5:19  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2014 SEP 10 PM 5:19

September 10, 2014

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Palmer *APCO*  
Staff Director

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

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Kristin D. Roser/Sari Pickerall *KDR*  
Reports Analysis Division  
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the  
2014 April Quarterly Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2014 April Quarterly Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

RAD would like to recommend further explanation and a specific course of action for one of the committees outlined on the attached second list:

- Steve Salazar for Congress (AF 2804) is the principal campaign committee ("PCC") for a candidate who appeared on the ballot in the 2012

Texas Primary election held on May 29, 2012. Mr. Salazar did not appear on the ballot for the Runoff election on July 31, 2014 or the General election held on November 6, 2012. This committee currently has outstanding Administrative Fines (AF cases 2554, 2754, 2759, 2767 and for which the civil money penalties total \$34,648.00. AF cases 2554, 2754, and 2759 have been transferred to the U. S. Department of the Treasury ("Treasury") for collection.

Please note that the last report filed by the above committee with the Commission was a 2012 Pre-Primary Report (Texas), filed on May 18, 2012. The Committee filed paper 2012 July Quarterly, 2012 October Quarterly and 2012 Year-End Reports with no activity on December 14, 2012. RAD sent a Notice of Paper Filing on December 21, 2012. Since then, the Committee has stopped filing and did not file in 2013 or 2014.

As such, RAD recommends that the Commission take no further action against Steve Salazar for Congress and permit RAD to desist from pursuing this committee in future Administrative Fine extraction reports.

For your information, four (4) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, three (3) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and one (1) committee will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Cassie Felder Campaign LLC (AF 2794) filed an Amended 2014 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$53,796 (previously estimated to be \$99,781), thus the fine would be lowered from \$2,090 to \$1,717. The committee paid \$2,090.00 (see first list); therefore, we will issue a refund for the difference (\$373.00).

Democracy Engine, Inc., PAC (AF 2796) filed the 2014 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$118,562 (previously estimated to be \$345,309), thus the fine would be lowered from \$9,800 to \$4,950.

Joe Palumbo for Congress (AF 2799) filed the 2014 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$124 (previously estimated to be \$182,849), thus the fine would be lowered from \$6,050 to \$124.

Please contact Debbie Chacona at extension 1145 with any questions.

#### **RAD Recommendation**

- (1) Take no further action against Steve Salazar for Congress (AF 2804) and exclude this committee from future Administrative Fine Reason to Believe recommendations.
- (2) Make a final determination that the political committees and their treasurers listed on the attached reports violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and assess the final civil money penalties so indicated.
- (3) Make a final determination that the political committee and its treasurer listed on the attached report with no activity, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) and will not be assessed a civil money penalty.
- (4) Send the appropriate letters.



**Federal Election Commission**

**FD Circulation Report Fine Paid**

2014 APRIL QUARTERLY Not Election Sensitive 04/15/2014 H S P\_UNAUTH

| AF#  | Committee Name  | Candidate Name            | Committee ID | Treasurer                   | Receipt Date | Days Late | LOA      | PV | RTB Date   | RTB Penalty | Final Money Penalty | Date Paid  | Amount Paid |
|------|---|---------------------------|--------------|-----------------------------|--------------|-----------|----------|----|------------|-------------|---------------------|------------|-------------|
| 2791 | AMERICAN ACADEMY OF PEDIATRIC DENTISTRY POLITICAL ACTION COMMITTEE                                  |                           | C00365965    | JOHN S. RUTKAUSKAS          | 04/22/2014   | 7         | \$31,700 | 0  | 06/17/2014 | \$340       | \$340               | 06/30/2014 | \$340       |
| 2792 | ART GARDNER 2014 COMMITTEE  | GARDNER, ARTHUR AUGUSTINE | C00551002    | JOHN W. GREENWALD           | 04/23/2014   | 8         | \$43,335 | 0  | 06/17/2014 | \$360       | \$360               | 07/15/2014 | \$360       |
| 2795 | DC DEMOCRATIC STATE COMMITTEE   |                           | C00295964    | WILLIAM O'FIELD             | 05/19/2014   | Not Filed | \$32,572 | 0  | 06/17/2014 | \$1,090     | \$1,090             | 07/29/2014 | \$1,090     |
| 2798 | GRAYROBINSON, P.A., POLITICAL ACTION COMMITTEE  |                           | C00224790    | J. CHARLES GRAY             | 05/07/2014   | 22        | \$13,250 | 0  | 06/17/2014 | \$220       | \$220               | 07/14/2014 | \$220       |
| 2800 | MCCASKILL SENATE FUND   | MCCASKILL, CLAIRE         | C00544056    | MICHELLE SHEROD             | 05/03/2014   | 18        | \$2,548  | 0  | 06/17/2014 | \$117       | \$117               | 07/07/2014 | \$117       |
| 2801 | PATRIOT SUPER PAC PLUMBERS AND PIPEFITTERS LOCAL UNION 74   |                           | C00509489    | THOMAS FREILING             | 05/15/2014   | 30        | \$11,617 | 0  | 06/17/2014 | \$260       | \$260               | 09/09/2014 | \$260       |
| 2802 | PIPEFITTERS LOCAL UNION 74  |                           | C00192849    | MARK R. PERMAR              | 05/29/2014   | Not Filed | \$21,136 | 1  | 06/17/2014 | \$687       | \$687               | 08/01/2014 | \$687       |
| 2805 | TEXANS FOR STOVALL  | STOVALL, DWAYNE BRADLEY   | C00550830    | KATHERINE BRACKREEN STOVALL | 04/25/2014   | 10        | \$58,841 | 0  | 06/17/2014 | \$1,255     | \$1,255             | 07/28/2014 | \$1,255     |
| 2806 | TRIUMPH GROUP INC PAC UNITED FRESH PRODUCE ASSOCIATION FRESH POLITICAL ACTION COMMITTEE (FRESH PAC) |                           | C00361949    | CLAY CRAWFORD               | 05/05/2014   | 20        | \$44,338 | 1  | 06/17/2014 | \$750       | \$750               | 07/01/2014 | \$750       |
| 2808 |   |                           | C00040725    | ROBERT GUENTHER             | 05/31/2014   | Not Filed | \$14,946 | 0  | 06/17/2014 | \$550       | \$550               | 07/28/2014 | \$550       |

| AF#  | Committee Name                 | Candidate Name      | Committee ID | Treasurer           | Receipt Date | Days Late | LOA             | PV | RTB Date   | RTB Penalty | Days Since RTB | FD Penalty |
|------|--------------------------------|---------------------|--------------|---------------------|--------------|-----------|-----------------|----|------------|-------------|----------------|------------|
| 2794 | CASSIE FELDER CAMPAIGN LLC     | FELDER, CASSIE ERIN | C00552380    | COREY WILLIAM DORSA | 04/30/2014   | 15        | \$53,796        | 0  | 06/17/2014 | \$2,090     | 85             | \$1,717    |
| 2796 | DEMOCRACY ENGINE, INC., n.a.c. |                     | C00468314    | JONATHAN ZUCKER     | 06/21/2014   | Not Filed | \$118,562       | 0  | 06/17/2014 | \$9,800     | 85             | \$4,950    |
| 2799 | JOE PALUMBO FOR CONGRESS       | PALUMBO, JOSEPH E   | C00547232    | KEITH BUCKHOUT      | 06/18/2014   | Not Filed | \$124           | 0  | 06/17/2014 | \$6,050     | 85             | \$124      |
| 2804 | STEVE SALAZAR FOR CONGRESS     | SALAZAR, STEVE      | C00518027    | ROSARIO RODRIGUEZ   |              | Not Filed | \$110,712 (est) | 4  | 06/17/2014 | \$9,900     | 85             | NFA        |

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fine Program - Final )  
Determination Recommendation for the )  
April Quarterly Report: )  
AMERICAN ACADEMY OF PEDIATRIC ) AF# 2791  
DENTISTRY POLITICAL ACTION )  
COMMITTEE, and RUTKAUSKAS, )  
JOHN S. as treasurer; )  
ART GARDNER 2014, and JOHN W ) AF# 2792  
GREENWALD as treasurer; )  
  
CASSIE FELDER CAMPAIGN LLC, and ) AF# 2794  
DORSA, COREY WILLIAM as treasurer; )  
DC DEMOCRATIC STATE ) AF# 2795  
COMMITTEE, and O'FIELD, WILLIAM )  
as treasurer; )  
DEMOCRACY ENGINE, INC., PAC, and ) AF# 2796  
ZUCKER, JONATHAN as treasurer; )  
GRAYROBINSON, P.A., POLITICAL ) AF# 2798  
ACTION COMMITTEE, and GRAY, J. )  
CHARLES as treasurer; )  
JOE PALUMBO FOR CONGRESS, and ) AF# 2799  
KEITH BUCKHOUT as treasurer; )  
MCCASKILL SENATE FUND, and ) AF# 2800  
MICHELLE SHEROD as treasurer; )  
PATRIOT SUPER PAC, and FREILING, ) AF# 2801  
THOMAS as treasurer; )  
PLUMBERS AND PIPEFITTERS LOCAL ) AF# 2802  
UNION 74, and MR MARK R PERMAR as )  
treasurer; )  
TEXANS FOR STOVALL, and ) AF# 2805  
KATHERINE BRACKEEN STOVALL as )  
treasurer; )  
TRIUMPH GROUP INC PAC, and ) AF# 2806  
CRAWFORD, CLAY MR as treasurer; )

6884008700041

UNITED FRESH PRODUCE ) AF# 2808  
ASSOCIATION FRESH POLITICAL )  
ACTION COMMITTEE (FRESH PAC), )  
and ROBERT GUENTHER as treasurer; )

AMENDED CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election

Commission, do hereby certify that on September 12, 2014 the Commission took the

following actions on the Administrative Fine Program - Final Determination

Recommendation for the April Quarterly Report as recommended in the Reports

Analysis Division's Memorandum dated September 10, 2014, on the following

committees:

AF#2791 Decided by a vote of 6-0 to: (1) make a final determination that AMERICAN ACADEMY OF PEDIATRIC DENTISTRY POLITICAL ACTION COMMITTEE, and RUTKAUSKAS, JOHN S. as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2792 Decided by a vote of 6-0 to: (1) make a final determination that ART GARDNER 2014, and JOHN W GREENWALD as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2794 Decided by a vote of 6-0 to: (1) make a final determination that CASSIE FELDER CAMPAIGN LLC, and DORSA, COREY WILLIAM as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2795 Decided by a vote of 6-0 to: (1) make a final determination that DC DEMOCRATIC STATE COMMITTEE, and O'FIELD, WILLIAM as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2796 Decided by a vote of 6-0 to: (1) make a final determination that DEMOCRACY ENGINE, INC., PAC, and ZUCKER, JONATHAN as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2798 Decided by a vote of 6-0 to: (1) make a final determination that GRAYROBINSON, P.A., POLITICAL ACTION COMMITTEE, and GRAY, J. CHARLES as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2799 Decided by a vote of 6-0 to: (1) make a final determination that JOE PALUMBO FOR CONGRESS, and KEITH BUCKHOUT as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2800 Decided by a vote of 6-0 to: (1) make a final determination that MCCASKILL SENATE FUND, and MICHELLE SHEROD as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2801 Decided by a vote of 6-0 to: (1) make a final determination that PATRIOT SUPER PAC, and FREILING, THOMAS as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2802 Decided by a vote of 6-0 to: (1) make a final determination that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and MR MARK R PERMAR as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2805 Decided by a vote of 6-0 to: (1) make a final determination that TEXANS FOR STOVALL, and KATHERINE BRACKEEN STOVALL as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2806 Decided by a vote of 6-0 to: (1) make a final determination that TRIUMPH GROUP INC PAC, and CRAWFORD, CLAY MR as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#2808 Decided by a vote of 6-0 to: (1) make a final determination that UNITED FRESH PRODUCE ASSOCIATION FRESH POLITICAL ACTION COMMITTEE (FRESH PAC), and ROBERT GUENTHER as treasurer, violated 52 U.S.C. 30104(a) (formerly 2 U.S.C. 434(a)) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

140062/00480





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 16, 2014

Corey William Dorsa, in official capacity as Treasurer  
Cassie Felder Campaign LLC  
263 3rd Street, Suite 308  
Baton Rouge, LA 70801

C00552380  
AF#: 2794

Dear Mr. Dorsa:

On June 17, 2014, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Cassie Felder Campaign LLC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)) for filing late or failing to file the 2014 April Quarterly Report. By letter dated June 18, 2014, the Commission notified you of the RTB finding and the preliminary civil money penalty calculated at the RTB stage to be \$2,090 in accordance with the schedule of penalties at 11 CFR § 111.43.

On July 25, 2014, the FEC received payment of the civil money penalty calculated at the RTB stage. Since that time, the amount of the civil money penalty has been changed to reflect the level of activity of the Amended 2014 April Quarterly Report. The FEC made a final determination on September 12, 2014 that Cassie Felder Campaign LLC and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) (formerly 2 U.S.C. § 434(a)), assessed a civil money penalty in the amount of \$1,717 in accordance with 11 CFR § 111.43, and voted to close the file. Please note, the Commission will be issuing a refund of \$373.00.

The confidentiality provisions at 52 U.S.C. § 30109g(a)(12) (formerly 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 CFR § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in black ink, which appears to read "Lee E. Goodman", is positioned above the printed name.

Lee E. Goodman  
Chairman



FOR: Cassie Felder Campaign LLC

FEC ID#: C00552380

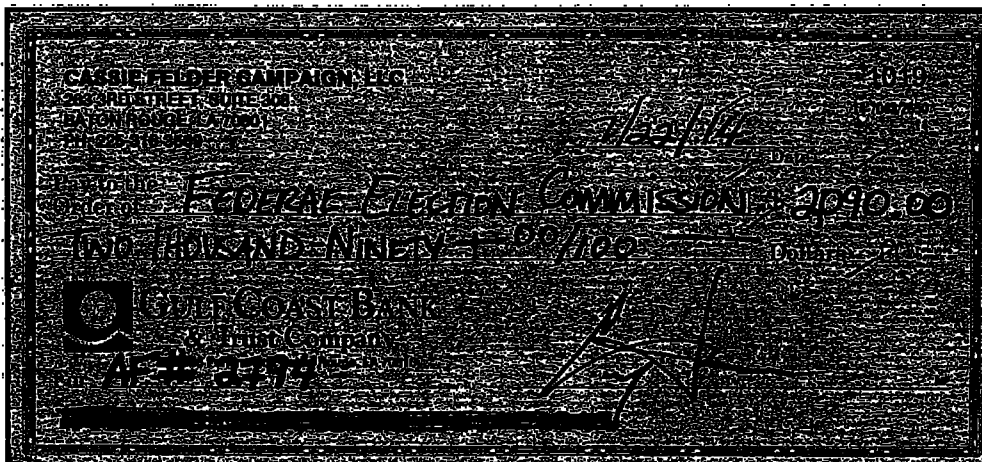
AF#: 2794

PAYMENT DUE DATE: July 27, 2014

PAYMENT AMOUNT DUE: \$2,090

FEDERAL ELECTION COMMISSION

Lockbox: GLX-979058 Ledger Date 07/24/2014



| Batch | Item | TID       | Batch Total | Amount     |
|-------|------|-----------|-------------|------------|
| 1     | 1    | Y-3094853 | \$2,090.00  | \$2,090.00 |

usbank

St. Louis GA Lockbox  
(314) 425-1818



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2794

DATE SCANNED 12/9/14

SCANNER NO. 2

SCAN OPERATOR SES

12/09/2014 14:00:00