

4-11-09 11:11 AM

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 3130



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2016 SEP 14 PM 8:56

September 13, 2016

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: Alec Palmer *for PCO*
Staff Director

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

Debbie Chacona *for PCO*
Assistant Staff Director
Reports Analysis Division

BY: *KDR*
Kristin D. Roser/Ben Holly *B.H.*
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation –2016 July Quarterly Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2016 July Quarterly Report in accordance with 52 U.S.C. § 30104(a). The July Quarterly Report was due on July 15, 2016.

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 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

An explanation of the civil money penalties calculation for the following committees that failed to file the report is outlined below:

The committee (AF 3122) represents a candidate that participated in the 2016 Primary in Georgia. The committee was required to file a 2016 July Quarterly Report (Q2) covering May 5, 2016 through June 30, 2016 (57 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous

5110027110115

activity reported for the 2015-2016 election cycle (\$684,828) by 45.60% (the number of days required in Q2 (57) divided by the number of days included in the Committee's 2015-2016 election cycle reports (125)).

The committee (AF 3130) represents a candidate that participated in the 2016 Primary in California. The committee was required to file a 2016 July Quarterly Report (Q2) covering May 19, 2016 through June 30, 2016 (43 days). In order to determine the civil money penalty, an estimated level of activity was calculated using a per diem average by multiplying the previous activity reported for the 2015-2016 election cycle (\$257,711) by 30.93% (the number of days required in Q2 (43) divided by the number of days included in the Committee's 2015-2016 election cycle reports (139)).

Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(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.

17-00000-110-110

Federal Election Commission
Reason to Believe Circulation Report
2016 JULY QUARTERLY Not Election Sensitive 07/15/2016 H_S_P_UNAUTH

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|------|--------------|---|--------------------|-----------------------|-------------|----|--------------|-----------|-----------------|-------------|
| 3117 | C00572537 | AMERICANS SOCIALLY UNITED | | CARY L. PETERSON | \$233,949 | 1 | | Not Filed | \$233,949 (est) | \$11,106 |
| 3118 | C00588756 | BRIAN SIMS FOR CONGRESS | BRIAN KENDALL SIMS | ANDREA LAWFUL SANDERS | \$535,449 | 0 | | Not Filed | \$267,725 (est) | \$10,935 |
| 3119 | C00496927 | CITIZENS SUPER PAC FOR AMERICA (CSPAC) | | SIDDIQ MUMIN | \$463,130 | 0 | | Not Filed | \$144 | \$144 |
| 3120 | C00554253 | CLAITOR FOR CONGRESS | DANIEL A. CLAITOR | CHELSEA BONNECAZE | \$120,518 | 4 | | Not Filed | \$120,518 (est) | \$12,302 |
| 3121 | C00551465 | COMMITTEE TO ELECT J.D. WINTEREGG | J.D. WINTEREGG | BETH COX | \$165,803 | 0 | | Not Filed | \$27,634 (est) | \$1,157 |
| 3122 | C00613786 | COWAN FOR CONGRESS, INC | DANIEL COWAN | LEIGH ANN GILLIS | \$684,828 | 0 | | Not Filed | \$312,281 (est) | \$10,935 |
| 3123 | C00030734 | DISTILLED SPIRITS COUNCIL OF THE UNITED STATES INC POLITICAL ACTION COMMITTEE | | MARK GORMAN | \$181,065 | 0 | 7/28/2016 | 13 | \$43,269 | \$611 |
| 3126 | C00518365 | ESPAILLAT FOR CONGRESS | ADRIANO ESPAILLAT | RAFAEL LANTIGUA | \$103,607 | 0 | 8/8/2016 | 24 | \$9,379 | \$208 |
| 3127 | C00593525 | ESPAILLAT FOR CONGRESS 2016 | ADRIANO ESPAILLAT | RAYSA CASTILLO | \$1,070,219 | 0 | 8/8/2016 | 24 | \$341,768 | \$8,602 |
| 3129 | C00354613 | INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE | | MARTIN MASCUILLI | \$113,849 | 3 | | Not Filed | \$19,804 | \$1,125 |
| 3130 | C00606897 | MATT KOKKONEN FOR CONGRESS | MATT KOKKONEN | JACOB THOMAS | \$257,711 | 0 | | Not Filed | \$79,710 (est) | \$4,784 |
| 3132 | C00150995 | NATIONAL PAC INC A/K/A NATPAC | | DEBORAH ANN CAPOCCI | \$195,419 | 0 | | Not Filed | \$65,139 (est) | \$3,691 |
| 3133 | C00134676 | PHOENIX FIRE FIGHTERS, LOCAL 493, FIRE PAC COMMITTEE | | BRYAN WILLINGHAM | \$376,301 | 0 | 7/21/2016 | 6 | \$59,878 | \$1,028 |
| 3134 | C00362632 | SWING STATES FOR A CONSERVATIVE WHITE HOUSE PAC INC | | OFFICE OF TREASURER | \$134,449 | 0 | | Not Filed | \$44,816 (est) | \$1,157 |

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|------|--------------|--------------------------------|------------------------------|---------------------|-----------|----|--------------|-----------|-----------------|-------------|
| 3135 | C00613216 | THE CANDIDATE BILLY DAVIS INC. | BILLY DAVIS | BILLY DAVIS | \$146,000 | 0 | | Not Filed | \$17,906 (est) | \$643 |
| 3136 | C00560649 | TOM CARTER FOR CONGRESS | THOMAS G. CARTER | THOMAS CARTER | \$137,286 | 0 | | Not Filed | \$137,286 (est) | \$6,151 |
| 3137 | C00573428 | WHITWELL FOR CONGRESS | ROBERT QUENTIN WHITWELL, JR. | OFFICE OF TREASURER | \$437,531 | 1 | | Not Filed | \$72,922 (est) | \$4,613 |
| 3138 | C00520064 | WILLIAM LLOP CPA FOR CONGRESS | WILLIAM LLOP | WILLIAM LLOP | \$312,739 | 0 | 7/22/2016 | 7 | \$109,185 | \$2,017 |
| 3139 | C00592519 | YUNGMAN LEE FOR CONGRESS | YUNGMAN F. LEE | GUANG QUAN WU | \$739,988 | 0 | 7/27/2016 | 12 | \$88,669 | \$2,191 |

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation –)
2016 July Quarterly Report for the)
Administrative Fine Program:)
AMERICANS SOCIALLY UNITED, and) AF# 3117
PETERSON, CARY L as treasurer;)
BRIAN SIMS FOR CONGRESS, and) AF# 3118
SANDERS, ANDREA LAWFUL as)
treasurer;)
CITIZENS SUPER PAC FOR AMERICA) AF# 3119
(CSPAC), and SIDDIQ MUMIN as)
treasurer;)
CLAITOR FOR CONGRESS, and) AF# 3120
CHELSEA BONNECAZE as treasurer;)
COMMITTEE TO ELECT JD) AF# 3121
WINTEREGG, and COX, BETH as)
treasurer;)
COWAN FOR CONGRESS, INC., and) AF# 3122
GILLIS, LEIGH ANN as treasurer;)
DISTILLED SPIRITS COUNCIL OF THE) AF# 3123
UNITED STATES INC POLITICAL)
ACTION COMMITTEE, and GORMAN,)
MARK MR. as treasurer;)

ESPAILLAT FOR CONGRESS, and) AF# 3126
LANTIGUA, RAFAEL as treasurer;)
ESPAILLAT FOR CONGRESS 2016, and) AF# 3127
RAYSA CASTILLO as treasurer;)

INT LONGSHOREMENS ASSOC (ILA)) AF# 3129
LOCAL 1291 POLITICAL ACTION)
COMMITTEE, and MARTIN MASCUILLI)
as treasurer;)
MATT KOKKONEN FOR CONGRESS,) AF# 3130
and THOMAS, JACOB CPA as treasurer;)

1706247101010

NATIONAL PAC INC A/K/A NATPAC,) AF# 3132
and CAPOCCI, DEBORAH ANN MRS. as)
treasurer;)
PHOENIX FIRE FIGHTERS, LOCAL 493,) AF# 3133
FIRE PAC COMMITTEE, and)
WILLINGHAM, BRYAN as treasurer;)
THE CANDIDATE BILLY DAVIS INC.,) AF# 3135
and DAVIS, BILLY as treasurer;)
TOM CARTER FOR CONGRESS, and) AF# 3136
CARTER, THOMAS as treasurer;)
WILLIAM LLOP CPA FOR CONGRESS,) AF# 3138
and WILLIAM LLOP as treasurer;)
YUNGMAN LEE FOR CONGRESS, and) AF# 3139
GUANG QUAN WU as treasurer;)

CERTIFICATION

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

Commission, do hereby certify that on September 15, 2016 the Commission took the following actions on the Reason To Believe Recommendation – 2016 July Quarterly Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated September 13, 2016, on the following committees:

AF#3117 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICANS SOCIALLY UNITED, and PETERSON, CARY L in his official capacity as treasurer violated 52 U.S.C. 30104(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#3118 Decided by a vote of 6-0 to: (1) find reason to believe that BRIAN SIMS FOR CONGRESS, and SANDERS, ANDREA LAWFUL in her official capacity as treasurer violated 52 U.S.C. 30104(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#3119 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS SUPER PAC FOR AMERICA (CSPAC), and SIDDIQ MUMIN in his official capacity as treasurer violated 52 U.S.C. 30104(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#3120 Decided by a vote of 6-0 to: (1) find reason to believe that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer violated 52 U.S.C. 30104(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#3121 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT JD WINTEREGG, and COX, BETH in her official capacity as treasurer violated 52 U.S.C. 30104(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#3122 Decided by a vote of 6-0 to: (1) find reason to believe that COWAN FOR CONGRESS, INC., and GILLIS, LEIGH ANN in her official capacity as treasurer violated 52 U.S.C. 30104(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#3123 Decided by a vote of 6-0 to: (1) find reason to believe that DISTILLED SPIRITS COUNCIL OF THE UNITED STATES INC POLITICAL ACTION COMMITTEE, and GORMAN, MARK MR. in his official capacity as treasurer violated 52 U.S.C. 30104(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.

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AF#3126 Decided by a vote of 6-0 to: (1) find reason to believe that ESPAILLAT FOR CONGRESS, and LANTIGUA, RAFAEL in his official as treasurer violated 52 U.S.C. 30104(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#3127 Decided by a vote of 6-0 to: (1) find reason to believe that ESPAILLAT FOR CONGRESS 2016, and RAYSA CASTILLO in her official capacity as treasurer violated 52 U.S.C. 30104(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#3129 Decided by a vote of 6-0 to: (1) find reason to believe that INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE, and MARTIN MASCUILLI in his official capacity as treasurer violated 52 U.S.C. 30104(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#3130 Decided by a vote of 6-0 to: (1) find reason to believe that MATT KOKKONEN FOR CONGRESS, and THOMAS, JACOB CPA in his official capacity as treasurer violated 52 U.S.C. 30104(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#3132 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL PAC INC A/K/A NATPAC, and CAPOCCI, DEBORAH ANN MRS. in her official capacity as treasurer violated 52 U.S.C. 30104(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#3133 Decided by a vote of 6-0 to: (1) find reason to believe that PHOENIX FIRE FIGHTERS, LOCAL 493, FIRE PAC COMMITTEE, and WILLINGHAM, BRYAN in his official capacity as treasurer violated 52 U.S.C. 30104(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#3135 Decided by a vote of 6-0 to: (1) find reason to believe that THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY in his official capacity as treasurer violated 52 U.S.C. 30104(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#3136 Decided by a vote of 6-0 to: (1) find reason to believe that TOM CARTER FOR CONGRESS, and CARTER, THOMAS in his official capacity as treasurer violated 52 U.S.C. 30104(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#3138 Decided by a vote of 6-0 to: (1) find reason to believe that WILLIAM LLOP CPA FOR CONGRESS, and WILLIAM LLOP in his official capacity as treasurer violated 52 U.S.C. 30104(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.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 2016

Jacob Thomas, in official capacity as Treasurer
Matt Kokkonen for Congress
1103 Johnson Avenue
San Luis Obispo, CA 93401

C00606897
AF#: 3130

Dear Mr. Thomas:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period May 19, 2016 through June 30, 2016, shall be filed no later than July 15, 2016. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On September 15, 2016, the FEC found that there is reason to believe ("RTB") that Matt Kokkonen for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before July 15, 2016. 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 \$4,784. 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 \$4,784 is due within forty (40) days of the finding, or by October 25, 2016, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$79,710
Number of Days Late: Not Filed
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 to the FEC's Office of Administrative Review, 999 E Street,

NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or October 25, 2016. 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 52 U.S.C. § 30109. 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 Matt Kokkonen for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(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, follow the payment instructions on page 4 of this letter. 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.

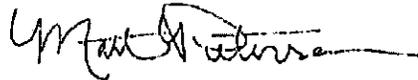
5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. 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. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

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 Ben Holly 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,



Matthew S. Petersen
Chair

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 \$4,784 for the 2016 July Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

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

If you choose to send your payment by courier or overnight delivery, please send to:

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

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: Matt Kokkonen for Congress

FEC ID#: C00606897

AF#: 3130

PAYMENT DUE DATE: October 25, 2016

PAYMENT AMOUNT DUE: \$4,784



For US Congress

The legal Immigrant

1103 Johnson Avenue

San Luis Obispo, CA 93401

Ph: 805/541-1881

matt@mattforcongress.com

RECEIVED
FEC MAIL CENTER
2016 OCT 25 AM 11:53

October 22, 2016

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

Re: Ltr Dtd 9/16/2016 AF#3130
FEC #: C00606897
Subject: Challenge of Civil Money Penalty calculation

Office of Administrative Review:

This letter is in response to the above referenced correspondence received from the FEC on September 16, 2016. In that correspondence, the FEC calculated a civil penalty (in the "RTB" stage) for the non-filing of the report for the period covering 5/19/2016 – 6/30 /2016. The calculation of the penalty was based upon the FEC's projected level of activity at the RTB stage, which was much higher than actual.

Please find Form 3 covering the period under consideration enclosed with this letter (which has now been filed with the FEC). As is shown on this filing, the actual level of activity was \$37,664.91 calculated as follows:

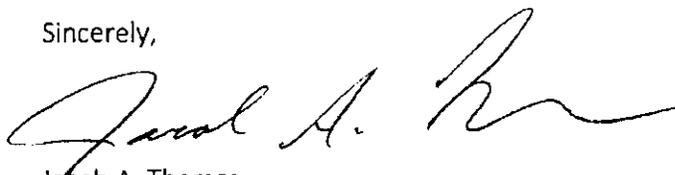
| | |
|---------------------|------------------|
| Total Contributions | \$ 2,121.00 |
| Total Expenditures | <u>35,543.91</u> |
| Total Activity | \$ 37,664.91 |

The civil penalty under 11 CFR § 104.43 should be \$1,157.00 for the above calculated level of activity. Please confirm your acceptance of the reduced penalty amount in a final determination letter. Upon receipt of your final determination penalty, the payment will be remitted, and the issue resolved.

2016 OCT 25 AM 11:53

Should you need anything further regarding this matter please feel free to call me directly at

Sincerely,

A handwritten signature in black ink, appearing to read "Jacob A. Thomas". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

Jacob A. Thomas
Treasurer

Enclosures:

FEC Form 3 (For the period covering 5/19/2016 through 6/30/2016)

ENCLOSURE

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS
For An Authorized Committee

RECEIVED
FEC MAIL CENTER
2016 OCT 25 AM 11:53

Office Use Only

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

MATT KOKKONEN FOR CONGRESS

ADDRESS (number and street) 1103 JOHNSON AVENUE

Check if different than previously reported. (ACC)

SAN LUIS OBISPO CA 93401

CITY ▲ STATE ▲ ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00608897

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

STATE ▼ DISTRICT
CA 24

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- April 15 Quarterly Report (Q1)
- July 15 Quarterly Report (Q2)
- October 15 Quarterly Report (Q3)
- January 31 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 MM / DD / YYYYYY in the State of

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

- General (30G) Runoff (30R) Special (30S)

Election on MM / DD / YYYYYY in the State of

5. Covering Period MM / DD / YYYYYY through MM / DD / YYYYYY

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 THOMAS, JACOB, , ,

Signature of Treasurer THOMAS, JACOB, , , Date MM / DD / YYYYYY

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

| | | | | | | | |
|-----------------|--|--|--|--|--|--|--|
| Office Use Only | | | | | | | |
|-----------------|--|--|--|--|--|--|--|

SUMMARY PAGE
of Receipts and Disbursements

Write or Type Committee Name
MATT KOKKONEN FOR CONGRESS

Report Covering the Period: From: / / To: / /

| | COLUMN A This Period | COLUMN B Election Cycle-to-Date |
|--|-------------------------|------------------------------------|
| 6. Net Contributions (other than loans) | | |
| (a) Total Contributions (other than loans) (from Line 11(e)) | 2121.00 | 9101.00 |
| (b) Total Contribution Refunds (from Line 20(d)) | 0.00 | 0.00 |
| (c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a)) | 2121.00 | 9101.00 |
| 7. Net Operating Expenditures | | |
| (a) Total Operating Expenditures (from Line 17) | 35543.91 | 75774.62 |
| (b) Total Offsets to Operating Expenditures (from Line 14) | 0.00 | 0.00 |
| (c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a)) | 35543.91 | 75774.62 |
| 8. Cash on Hand at Close of Reporting Period (from Line 27) | 143826.38 | |
| 9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D) | 0.00 | |
| 10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D) | 210500.00 | |

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

**DETAILED SUMMARY PAGE
of Receipts**

FEC Form 3 (Revised 05/2016)

PAGE 3 / 11

Write or Type Committee Name

MATT KOKKONEN FOR CONGRESS

Report Covering the Period: From:

MM / DD / YYYY
05 / 19 / 2016

To:

MM / DD / YYYY
06 / 30 / 2016

I. RECEIPTS

**COLUMN A
Total This Period**

**COLUMN B
Election Cycle-to-Date**

11. CONTRIBUTIONS (other than loans) FROM:

- (a) Individuals/Persons Other Than Political Committees
 - (i) Itemized (use Schedule A).....
 - (ii) Unitemized.....
 - (iii) TOTAL of contributions from individuals ▶
- (b) Political Party Committees.....
- (c) Other Political Committees (such as PACs).....
- (d) The Candidate.....
- (e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..

| |
|---------|
| 1250.00 |
| 871.00 |
| 2121.00 |
| 0.00 |
| 0.00 |
| 0.00 |
| 2121.00 |

| |
|---------|
| 5500.00 |
| 3601.00 |
| 9101.00 |
| 0.00 |
| 0.00 |
| 0.00 |
| 9101.00 |

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES.....

| |
|------|
| 0.00 |
|------|

| |
|------|
| 0.00 |
|------|

13. LOANS:

- (a) Made or Guaranteed by the Candidate.....
- (b) All Other Loans.....
- (c) TOTAL LOANS (add Lines 13(a) and (b)).....

| |
|------|
| 0.00 |
| 0.00 |
| 0.00 |

| |
|-----------|
| 210500.00 |
| 0.00 |
| 210500.00 |

14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.).....

| |
|------|
| 0.00 |
|------|

| |
|------|
| 0.00 |
|------|

15. OTHER RECEIPTS (Dividends, Interest, etc.).....

| |
|------|
| 0.00 |
|------|

| |
|------|
| 0.00 |
|------|

16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶

| |
|---------|
| 2121.00 |
|---------|

| |
|-----------|
| 219601.00 |
|-----------|

UNCONFIDENTIAL

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 11

II. DISBURSEMENTS

COLUMN A
Total This Period

COLUMN B
Election Cycle-to-Date

| | | |
|--|----------|----------|
| 17. OPERATING EXPENDITURES..... | 35543.91 | 75774.62 |
| 18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES | 0.00 | 0.00 |
| 19. LOAN REPAYMENTS: | | |
| (a) Of Loans Made or Guaranteed by the Candidate..... | 0.00 | 0.00 |
| (b) Of All Other Loans | 0.00 | 0.00 |
| (c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b))..... | 0.00 | 0.00 |
| 20. REFUNDS OF CONTRIBUTIONS TO: | | |
| (a) Individuals/Persons Other Than Political Committees | 0.00 | 0.00 |
| (b) Political Party Committees..... | 0.00 | 0.00 |
| (c) Other Political Committees (such as PACs)..... | 0.00 | 0.00 |
| (d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c))..... | 0.00 | 0.00 |
| 21. OTHER DISBURSEMENTS | 0.00 | 0.00 |
| 22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ▶ | 35543.91 | 75774.62 |

III. CASH SUMMARY

| | |
|---|-----------|
| 23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD..... | 177249.29 |
| 24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3)..... | 2121.00 |
| 25. SUBTOTAL (add Line 23 and Line 24)..... | 179370.29 |
| 26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)..... | 35543.91 |
| 27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25)..... | 143826.38 |

DISBURSEMENTS

**SCHEDULE A (FEC Form 3)
ITEMIZED RECEIPTS**

| | | |
|---|--|--------------|
| Use separate schedule(s) for each category of the Detailed Summary Page | FOR LINE NUMBER: (check only one) | PAGE 5 OF 11 |
| | <input checked="" type="checkbox"/> 11a <input type="checkbox"/> 11b <input type="checkbox"/> 11c <input type="checkbox"/> 11d <input type="checkbox"/> 12 <input type="checkbox"/> 13a <input type="checkbox"/> 13b <input type="checkbox"/> 14 <input type="checkbox"/> 15 | |

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
MATT KOKKONEN FOR CONGRESS

Full Name (Last, First, Middle Initial)
GLENN, FRED, , ,

Mailing Address **2700 JOHNSON AVE**

City **SAN LUIS OBISPO** State **CA** Zip Code **93401**

FEC ID number of contributing federal political committee. **C**

Name of Employer **RETIRED** Occupation **RETIRED**

Receipt For: 2016
 Primary General
 Other (specify) **250.00**

Date of Receipt
 MM / DD / YYYY
05 / 23 / 2016
 Transaction ID : SA11A1.4277

Amount of Each Receipt this Period
250.00

Memo Item

Full Name (Last, First, Middle Initial)
PARTON, LINDSAY, , ,

Mailing Address **833 CHELHAM WAY**

City **SANTA BARBARA** State **CA** Zip Code **93108**

FEC ID number of contributing federal political committee. **C**

Name of Employer **DJM CAPITAL** Occupation **PRESIDENT**

Receipt For: 2016
 Primary General
 Other (specify) **1000.00**

Date of Receipt
 MM / DD / YYYY
06 / 06 / 2016
 Transaction ID : SA11A1.4229

Amount of Each Receipt this Period
1000.00

Memo Item

Full Name (Last, First, Middle Initial)

Mailing Address

City State Zip Code

FEC ID number of contributing federal political committee. **C**

Name of Employer Occupation

Receipt For:
 Primary General
 Other (specify) **250.00**

Date of Receipt
 MM / DD / YYYY

Amount of Each Receipt this Period

Memo Item

| | |
|--|----------------|
| SUBTOTAL of Receipts This Page (optional).....▶ | 1250.00 |
| TOTAL This Period (last page this line number only).....▶ | 1250.00 |

**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

| | | |
|---|---|------------------------------------|
| Use separate schedule(s) for each category of the Detailed Summary Page | FOR LINE NUMBER: (check only one) | PAGE 6 OF 11 |
| | <input checked="" type="checkbox"/> 17 20a | <input type="checkbox"/> 18 20b |
| | <input type="checkbox"/> 19a 20c | <input type="checkbox"/> 19b 21 |

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NAME OF COMMITTEE (In Full)
MATT KOKKONEN FOR CONGRESS

| | | |
|---|--|--|
| Full Name (Last, First, Middle Initial) A. LAND, NICOLE, , , | | Date of Disbursement MM / DD / YYYY 06 / 01 / 2016 |
| Mailing Address PO BOX 1036 | | FEC Identification Number C C00606897 |
| City SANTA MARGARITA | State CA | Zip Code 93453 |
| Purpose of Disbursement CAMPAIGN CONSULTING | Category/ Type 001 | Amount of Each Disbursement this Period 1591.50 |
| Candidate Name MATT KOKKONEN FOR CONGRESS | Disbursement For: 2016 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ | Transaction ID : SB17.4298 |
| Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President | State: CA District: 24 | <input type="checkbox"/> Memo Item |

| | | |
|---|--|--|
| Full Name (Last, First, Middle Initial) B. LAND, NICOLE, , , | | Date of Disbursement MM / DD / YYYY 06 / 30 / 2016 |
| Mailing Address PO BOX 1036 | | FEC Identification Number C C00606897 |
| City SANTA MARGARITA | State CA | Zip Code 93453 |
| Purpose of Disbursement CAMPAIGN CONSULTING | Category/ Type 001 | Amount of Each Disbursement this Period 850.00 |
| Candidate Name MATT KOKKONEN FOR CONGRESS | Disbursement For: 2016 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ | Transaction ID : SB17.4299 |
| Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President | State: CA District: 24 | <input type="checkbox"/> Memo Item |

| | | |
|---|--|--|
| Full Name (Last, First, Middle Initial) C. SAN LUIS PRINT AND COPY | | Date of Disbursement MM / DD / YYYY 05 / 25 / 2016 |
| Mailing Address 265 SOUTH ST | | FEC Identification Number C C00606897 |
| City SAN LUIS OBISPO | State CA | Zip Code 93401 |
| Purpose of Disbursement PRINTED ADVERTISING MATERIALS | Category/ Type 004 | Amount of Each Disbursement this Period 16064.58 |
| Candidate Name MATT KOKKONEN FOR CONGRESS | Disbursement For: 2016 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ | Transaction ID : SB17.4301 |
| Office Sought: <input checked="" type="checkbox"/> House <input type="checkbox"/> Senate <input type="checkbox"/> President | State: CA District: 24 | <input type="checkbox"/> Memo Item |

| | |
|--|----------|
| SUBTOTAL of Disbursements This Page (optional).....▶ | 18506.08 |
| TOTAL This Period (last page this line number only).....▶ | |

**SCHEDULE B (FEC Form 3)
ITEMIZED DISBURSEMENTS**

| | | |
|---|---|------------------------------------|
| Use separate schedule(s) for each category of the Detailed Summary Page | FOR LINE NUMBER: (check only one) | PAGE 7 OF 11 |
| | <input checked="" type="checkbox"/> 17 20a | <input type="checkbox"/> 18 20b |
| | <input type="checkbox"/> 19a 20c | <input type="checkbox"/> 19b 21 |

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)
MATT KOKKONEN FOR CONGRESS

A. SAN LUIS PRINT AND COPY

Full Name (Last, First, Middle Initial)
Mailing Address 265 SOUTH ST

City SAN LUIS OBISPO State CA Zip Code 93401

Purpose of Disbursement
PRINTED ADVERTISING MATERIALS

Candidate Name
MATT KOKKONEN FOR CONGRESS

Office Sought: House Senate President
Disbursement For: 2016 Primary General Other (specify) ▼

State: CA District: 24

Date of Disbursement
MM / DD / YYYY
06 / 08 / 2016

FEC Identification Number
C C00606897

Amount of Each Disbursement this Period
9494.82

Transaction ID : SB17.4303

Memo Item

B. US POSTAL SERVICE

Full Name (Last, First, Middle Initial)
Mailing Address 1655 DALIDIO DRIVE

City SAN LUIS OBISPOS State CA Zip Code 93401

Purpose of Disbursement
POSTAGE

Candidate Name
MATT KOKKONEN FOR CONGRESS

Office Sought: House Senate President
Disbursement For: 2016 Primary General Other (specify) ▼

State: CA District: 24

Date of Disbursement
MM / DD / YYYY
05 / 27 / 2016

FEC Identification Number
C C00606897

Amount of Each Disbursement this Period
7539.26

Transaction ID : SB17.4302

Memo Item

C.

Full Name (Last, First, Middle Initial)
Mailing Address

City State Zip Code

Purpose of Disbursement

Candidate Name

Office Sought: House Senate President
Disbursement For: Primary General Other (specify) ▼

State: District:

Date of Disbursement
MM / DD / YYYY

FEC Identification Number
C

Amount of Each Disbursement this Period

Memo Item

| | |
|---|----------|
| SUBTOTAL of Disbursements This Page (optional)..... | 17034.08 |
| TOTAL This Period (last page this line number only)..... | 35540.16 |

SCHEDULE C (FEC Form 3)
LOANS

NAME OF COMMITTEE (In Full) **MATT KOKKONEN FOR CONGRESS** Transaction ID : **SC/10.4106**

LOAN SOURCE Full Name (Last, First, Middle Initial) Memo Item **KOKKONEN, MATT, , ,** Election: 2016
 Primary
 General
 Other (specify) ▼

Mailing Address
1103 JOHNSON AVENUE

City **SAN LUIS OBISPO** State **CA** ZIP Code **93401** Personal Funds of the Candidate

| | | |
|-------------------------|----------------------------|---|
| Original Amount of Loan | Cumulative Payment To Date | Balance Outstanding at Close of This Period |
| 500.00 | 0.00 | 500.00 |

TERMS Date Incurred **01/27/2016** Date Due **MM/DD/Y NONE Y** Interest Rate (if none, enter 0) **0.00** % (apr) Secured: Yes No

| | |
|--|---|
| 1. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: <input type="text"/> |
| 2. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: <input type="text"/> |
| 3. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: <input type="text"/> |
| 4. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: <input type="text"/> |

| | |
|---|----------------------|
| SUBTOTALS This Period This Page (optional).....▶ | 500.00 |
| TOTALS This Period (last page in this line only).....▶ | <input type="text"/> |

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

1103 JOHNSON AVENUE

**SCHEDULE C (FEC Form 3)
LOANS**

NAME OF COMMITTEE (In Full) **MATT KOKKONEN FOR CONGRESS** Transaction ID : **SC/10.4138**

| | | | |
|---|-------------|------------------------------------|---|
| LOAN SOURCE Full Name (Last, First, Middle Initial) KOKKONEN, MATT, , , | | <input type="checkbox"/> Memo Item | Election: 2016 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ |
| Mailing Address 1103 JOHNSON AVENUE | | | |
| City SAN LUIS OBISPO | State CA | ZIP Code 93401 | <input checked="" type="checkbox"/> Personal Funds of the Candidate |

| | | |
|-------------------------|----------------------------|---|
| Original Amount of Loan | Cumulative Payment To Date | Balance Outstanding at Close of This Period |
| 10000.00 | 0.00 | 10000.00 |

| | | | | |
|--------------|----------------------|--------------------|----------------------------------|---|
| TERMS | Date Incurred | Date Due | Interest Rate (If none, enter 0) | Secured: |
| | M 02 / D 26 / Y 2016 | M M / D D / Y NONE | 0.00 % (apr) | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |

| Loan Source | |
|--|--------------------------------|
| 1. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: |
| 2. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: |
| 3. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: |
| 4. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: |

| | |
|---|----------|
| SUBTOTALS This Period This Page (optional).....▶ | 10000.00 |
| TOTALS This Period (last page in this line only).....▶ | |

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

1103 JOHNSON AVENUE

SCHEDULE C (FEC Form 3)
LOANS

Use separate schedule(s)
for each category of the
Detailed Summary Page

FOR LINE NUMBER:
(check only one) 13a
 13b

NAME OF COMMITTEE (In Full) **MATT KOKKONEN FOR CONGRESS** Transaction ID : **SC/10.4155**

| | | | |
|---|-------------|------------------------------------|---|
| LOAN SOURCE Full Name (Last, First, Middle Initial) KOKKONEN, MATT, , , | | <input type="checkbox"/> Memo Item | Election: 2016 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼ |
| Mailing Address 1103 JOHNSON AVENUE | | | |
| City SAN LUIS OBISPO | State CA | ZIP Code 93401 | <input checked="" type="checkbox"/> Personal Funds of the Candidate |

| | | |
|-------------------------|----------------------------|---|
| Original Amount of Loan | Cumulative Payment To Date | Balance Outstanding at Close of This Period |
| 190000.00 | 0.00 | 190000.00 |

| | | | | |
|--------------|----------------------|--------------------|-------------------------------------|---|
| TERMS | Date Incurred | Date Due | Interest Rate (if none, enter 0) | Secured: |
| | M 03 / D 31 / Y 2016 | M M / D D / Y NONE | 0.00 % (apr) | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |

See instructions for more information on this section.

| | |
|--|------------------------------------|
| 1. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: [] |
| 2. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: [] |
| 3. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: [] |
| 4. Full Name (Last, First, Middle Initial) | Name of Employer |
| Mailing Address | Occupation |
| City State ZIP Code | Amount Guaranteed Outstanding: [] |

| | |
|--|-----------|
| SUBTOTALS This Period This Page (optional)..... | 190000.00 |
| TOTALS This Period (last page in this line only)..... | 210500.00 |

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

11030001-10000



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 2016

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

AF# 3130 – Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer (C00606897)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty.

Reason-to-Believe Background

The 2016 July Quarterly Report was due on July 15, 2016. The respondents filed the report on October 4, 2016, 81 days late. The report is not election sensitive and was not filed within 30 days of the due date; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On September 15, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 July Quarterly Report and made a preliminary determination that the civil money penalty was \$4,784 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 September 16, 2016 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 June 30 no later than July 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(a)(1)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On October 25, 2016, the Commission received the written response ("challenge") from the Treasurer. The Treasurer does not dispute the lateness of the report, but he requests that the penalty be recalculated based on the level of activity disclosed on the recently filed 2016 July Quarterly Report. He states that the report discloses \$2,121.00 in total contributions and

201609141094

\$35,543.91 in total expenditures, resulting in an actual level of activity of \$37,664.91. Therefore, the penalty should be \$1,157.

The challenge includes a copy of the Committee's 2016 July Quarterly Report.

Analysis

At the time of the RTB finding, the Commission used an estimated level of activity (\$79,710) to calculate the penalty because the 2016 July Quarterly Report had not yet been filed. 11 C.F.R § 111.43(d)(2)(i). The Committee filed the report on October 4, 2016, 81 days late. The report discloses \$2,121.00 in total receipts and \$35,543.91 in total disbursements. Therefore, the actual level of activity of the 2016 July Quarterly Report is \$37,664.91. Using the schedule of penalties at 11 C.F.R § 111.43(a) for the level of activity bracket of \$25,000 - 49,999.99, the civil money penalty is $\$1,157 \times [1 + (.25 \times 0 \text{ previous violations})]$ or \$1,157.

The Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty, reduced from the RTB civil money penalty of \$4,784.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3130 involving Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3130 that Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty (reduced from the RTB civil money penalty of \$4,784); and
3. Send the appropriate letter.

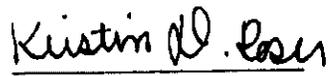
Attachments

- Attachment 1 – Challenge Received from Respondents
- Attachment 2 – Declaration from RAD
- Attachment 3 – Declaration from OAR

INFORMATION

DECLARATION OF KRISTIN D. ROSER

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. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Matt Kokkonen for Congress:
 - A) Non-Filer Letter, dated August 3, 2016, referencing the 2016 July Quarterly Report (sent via electronic mail to: matt@mattforcongress.com);
 - B) Reason-to-Believe Letter, dated September 16, 2016, referencing the 2016 July Quarterly Report (sent via overnight mail to the address of record).
4. I hereby certify that I have searched the Commission's public records and find that Matt Kokkonen for Congress filed the 2016 July Quarterly Report with the Commission on October 4, 2016.
5. 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 17th day of November, 2016.


Kristin D. Roser
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission

17092711044



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

August 3, 2016

THOMAS, JACOB CPA, TREASURER
MATT KOKKONEN FOR CONGRESS
1103 JOHNSON AVENUE
SAN LUIS OBISPO, CA 93401

IDENTIFICATION NUMBER: C00606897

REFERENCE: JULY QUARTERLY REPORT (05/19/2016 - 06/30/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately. The report must be filed with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 for House candidates, or the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510 (if sent via overnight delivery service) or Senate Office of Public Records, P.O. Box 77578, Washington, DC 20013-7578 (if sent via USPS) for Senate Candidates. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

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MATT KOKKONEN FOR CONGRESS

Page 2 of 2

If you have any questions regarding this matter, please contact Christopher Ritchie at our toll-free number (800)424-9530. The analyst's direct number is (202)694-1146.

Sincerely,

Debbie Chacona

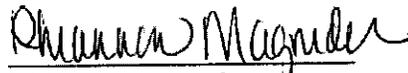
Deborah Chacona
Assistant Staff Director
Reports Analysis Division

250

694-1146

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) A principal campaign committee shall file a report for the quarter ending June 30 no later than July 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on July 15, 2016 for the 2016 July Quarterly Report to be timely filed.
- 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:
 - a) Cover page, Summary Page, and Detailed Summary Pages of the 2016 July Quarterly Report filed by Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer. The report includes the coverage period of May 19, 2016 through June 30, 2016 and was electronically filed on October 4, 2016.
- 4) 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, D.C. on the 15th day of December, 2016.


Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

17092711947

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS For An Authorized Committee

Office Use Only

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

MATT KOKKONEN FOR CONGRESS

ADDRESS (number and street) 1103 JOHNSON AVENUE SAN LUIS OBISPO CA 93401 CITY STATE ZIP CODE

2. FEC IDENTIFICATION NUMBER

C 000606897

3. IS THIS REPORT NEW OR AMENDED

STATE DISTRICT CA 24

4. TYPE OF REPORT (Choose One)

- (a) Quarterly Reports: April 15 Quarterly Report (Q1) July 15 Quarterly Report (Q2) October 15 Quarterly Report (Q3) January 31 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 05/19/2016 through 06/30/2016

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 THOMAS, JACOB, ..

Signature of Treasurer THOMAS, JACOB, .. [Electronically Filed] Date 10/03/2016

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Table with 7 columns for Office Use Only

17002711648

SUMMARY PAGE
of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

Write or Type Committee Name
MATT KOKKONEN FOR CONGRESS

Report Covering the Period: From: ^{M M / D D / Y Y Y Y} 05 19 2016 To: ^{M M / D D / Y Y Y Y} 06 30 2016

10125001-101010

| | COLUMN A This Period | COLUMN B Election Cycle-to-Date |
|--|-------------------------|------------------------------------|
| 6. Net Contributions (other than loans) | | |
| (a) Total Contributions (other than loans) (from Line 11(e)) | 2121.00 | 9101.00 |
| (b) Total Contribution Refunds (from Line 20(d)) | 0.00 | 0.00 |
| (c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a)) | 2121.00 | 9101.00 |
| 7. Net Operating Expenditures | | |
| (a) Total Operating Expenditures (from Line 17) | 35543.91 | 75774.62 |
| (b) Total Offsets to Operating Expenditures (from Line 14) | 0.00 | 0.00 |
| (c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a)) | 35543.91 | 75774.62 |
| 8. Cash on Hand at Close of Reporting Period (from Line 27) | 143826.38 | |
| 9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D) | 0.00 | |
| 10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D) | 210500.00 | |

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 05/2016)

Write or Type Committee Name

MATT KOKKONEN FOR CONGRESS

Report Covering the Period: From: M M / D D / Y Y Y Y 05 19 2016 To: M M / D D / Y Y Y Y 06 30 2016

| I. RECEIPTS | COLUMN A Total This Period | COLUMN B Election Cycle-to-Date |
|--|-------------------------------|------------------------------------|
| 11. CONTRIBUTIONS (other than loans) FROM: | | |
| (a) Individuals/Persons Other Than Political Committees | | |
| (i) Itemized (use Schedule A)..... | 1250.00 | 5500.00 |
| (ii) Unitemized..... | 871.00 | 3601.00 |
| (iii) TOTAL of contributions from individuals ▶ | 2121.00 | 9101.00 |
| (b) Political Party Committees..... | 0.00 | 0.00 |
| (c) Other Political Committees (such as PACs)..... | 0.00 | 0.00 |
| (d) The Candidate..... | 0.00 | 0.00 |
| (e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(ii), (b), (c), and (d)).. | 2121.00 | 9101.00 |
| 12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES | 0.00 | 0.00 |
| 13. LOANS: | | |
| (a) Made or Guaranteed by the Candidate..... | 0.00 | 210500.00 |
| (b) All Other Loans..... | 0.00 | 0.00 |
| (c) TOTAL LOANS (add Lines 13(a) and (b))..... | 0.00 | 210500.00 |
| 14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.) | 0.00 | 0.00 |
| 15. OTHER RECEIPTS (Dividends, interest, etc.)..... | 0.00 | 0.00 |
| 16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶ | 2121.00 | 219601.00 |

201610049032162034

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 11

LUFORH1121004

| II. DISBURSEMENTS | COLUMN A Total This Period | COLUMN B Election Cycle-to-Date |
|--|-------------------------------|------------------------------------|
| 17. OPERATING EXPENDITURES..... | 35543.91 | 75774.62 |
| 18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES | 0.00 | 0.00 |
| 19. LOAN REPAYMENTS: | | |
| (a) Of Loans Made or Guaranteed by the Candidate..... | 0.00 | 0.00 |
| (b) Of All Other Loans | 0.00 | 0.00 |
| (c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b))..... | 0.00 | 0.00 |
| 20. REFUNDS OF CONTRIBUTIONS TO: | | |
| (a) Individuals/Persons Other Than Political Committees | 0.00 | 0.00 |
| (b) Political Party Committees..... | 0.00 | 0.00 |
| (c) Other Political Committees (such as PACs) | 0.00 | 0.00 |
| (d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c))..... | 0.00 | 0.00 |
| 21. OTHER DISBURSEMENTS | 0.00 | 0.00 |
| 22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ► | 35543.91 | 75774.62 |

III. CASH SUMMARY

| | |
|---|-----------|
| 23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD..... | 177249.29 |
| 24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3)..... | 2121.00 |
| 25. SUBTOTAL (add Line 23 and Line 24)..... | 179370.29 |
| 26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22)..... | 35543.91 |
| 27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25)..... | 143826.38 |



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 2016

Jacob Thomas, Treasurer
Matt Kokkonen for Congress
1103 Johnson Avenue
San Luis Obispo, CA 93401

C00606897
AF#: 3130

Dear Mr. Thomas:

On September 15, 2016, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Matt Kokkonen for Congress and you, in your official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to file the 2016 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$4,784 based on the schedule of penalties at 11 C.F.R. § 111.43.

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

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

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

Sincerely,

A handwritten signature in cursive script that reads "Rhiannon Magruder".

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

44-38861-1000



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2017 JAN 10 AM 10:11

January 10, 2017

SENSITIVE

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

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

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3130 – Matt Kokkonen for
Congress and Jacob Thomas, in his official capacity as Treasurer (C00606897)

On September 15, 2016, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 July Quarterly Report and made a preliminary determination that the civil money penalty was \$4,784 based on the schedule of penalties at 11 C.F.R. § 111.43.

On October 25, 2016, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated December 15, 2016 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty, reduced from the RTB civil money penalty of \$4,784.

Within 10 days of transmittal of the recommendation, they 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 ROR. 11 C.F.R. § 111.36(f). On December 28, 2016, the respondents paid the recommended civil money penalty of \$1,157.

UNCLASSIFIED

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3130 involving Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3130 that Matt Kokkonen for Congress and Jacob Thomas, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty (reduced from the RTB civil money penalty of \$4,784); and
3. Send the appropriate letter.

14-00000-11000

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 3130
Final Determination Recommendation:)
Matt Kokkonen for Congress and Jacob)
Thomas in his official capacity as)
Treasurer)

CERTIFICATION

I, Dayna C. Brown, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on January 19, 2017, the Commission decided by a vote of 6-0 to take the following actions in AF 3130:

1. Adopt the Reviewing Officer recommendation for AF# 3130 involving Matt Kokkonen for Congress and Jacob Thomas in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3130 that Matt Kokkonen for Congress and Jacob Thomas in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,157 civil money penalty (reduced from the RTB civil money penalty of \$4,784).
3. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

January 19, 2017
Date


Dayna C. Brown
Acting Secretary and Clerk of the
Commission

the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, 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,



Steven T. Walther
Chairman

11/01/11 10:00 AM

MATT KOKKONEN FOR CONGRESS
1103 JOHNSON AVENUE (805) 541-1880
SAN LUIS OBISPO, CA 93401

1012

12/19/2016

90-4252/1222

DATE

PAY TO THE
ORDER OF

Federal Election Commission

\$ 1,157.⁰⁰

ONE THOUSAND ONE HUNDRED FIFTY SEVEN & ⁰⁰/₁₀₀

DOLLARS

Security features
included.
Details on back.



500 Marsh Street
San Luis Obispo, CA 93401
805-541-0400
888-746-2530

Jack A. K...

FOR AF # 3130 FEL# C60606897

MP

14ND000001-11000000

