

RECEIVED  
FEDERAL ELECTION COMMISSION  
2019 JUN 17 AM 10:30FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 17, 2019

## MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Palmer *AP by MAH*  
Staff Director

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

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Kristin D. Roser *84 for KDR*  
Compliance Branch

SUBJECT: Reason to Believe Recommendation -  
Failure to File 48-Hour Notices under the Administrative Fines Program

Attached is the name of a principal campaign committee that has failed to timely file 48-hour notices with the Commission for contributions of \$1,000.00 or more received from the close of books for the Virginia 12 Day Pre-Primary Report up to 48 hours before the June 12, 2018 Primary Election in accordance with 52 U.S.C. § 30104(a) and 11 CFR. § 104.5(f). The committee, Jackson-US Senate, represents a candidate who lost the Primary Election. The committee is being referred for failing to timely file 48-hour notices for contributions totaling \$33,500.00.

A 48-hour notice is required to report all contributions of \$1,000.00 or more, to any authorized committee of a candidate, including contributions from the candidate, loans from the candidate and other non-bank sources and endorsements or guarantees of loans from banks, as per 11 CFR § 104.5(f).

We have attached an information sheet which includes the contributor name, date of receipt and amount of the contributions for which a 48-hour notice was not timely filed.

In accordance with the schedule of civil money penalties outlined within 11 CFR § 111.44, this committee should be assessed the civil money penalty so indicated.

**Recommendation**

1. Find reason to believe that Jackson-US Senate and Jennifer Rice, in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$3,934 be assessed.
2. Send the appropriate letter.

**Attachments**

**Contributions for Which a 48-Hour Notice Was Not Timely Received<sup>1</sup>****AF 3730****Committee ID: C00665554****Committee Name: Jackson-US Senate****Report Type: 2018 July Quarterly Report (5/24/2018 – 6/30/2018)****48-Hour Reporting Period: 5/24/2018 – 6/9/2018**

CONTRIBUTOR	DATE	AMOUNT
ARTHUR, ALLY <sup>2</sup>	05/29/2018	\$3,000.00
ELMER, DENNIS M	05/29/2018	\$2,700.00
REESE, DRAN	05/29/2018	\$2,700.00
RUST, ROBERT	05/29/2018	\$2,700.00
GLESENER, CHRISTIE M	06/01/2018	\$1,000.00
WHITE, GEVIE S	06/01/2018	\$1,000.00
BAMPAC	06/04/2018	\$2,000.00
ELLMER, MATTHEW A	06/05/2018	\$2,700.00
MUMEJIAN, GEORGE N	06/05/2018	\$2,700.00
BAMPAC	06/06/2018	\$2,000.00
HOFFMAN, MARTIN	06/06/2018	\$1,000.00
JACKSON, EARL W	06/07/2018	\$10,000.00
	<b>TOTAL</b>	<b>\$33,500.00</b>

**Proposed Civil Money Penalty: \$3,934 ((4 Notices Not Timely Filed at \$146 each) + (10% of the Overall Contributions Not Timely Reported))**

<sup>1</sup> The Committee filed one (1) 48-Hour Notice of Contributions/Loans Received (FEC Form 6) covering all contributions of \$1,000 or more received for the entire 48-Hour Reporting Period (5/24/2018 – 6/09/2018) with the Commission on June 3, 2019.

<sup>2</sup> This contribution was disclosed as received from Ally D. Arthur and Bonnie J. Arthur in the 2018 July Quarterly Report.

6/13/2019 7:34 AM

Federal Election Commission  
Reason to Believe Circulation Report  
48-Hour Notification Report

AF#	Committee ID	Committee Name	State	Election	Candidate Name	Treasurer	Prev Violations	Notices Not Filed	LOA	Penalty
3730	C00665554	JACKSON-US SENATE	VA	2018	JACKSON, EARL W SR	RICE, JENNIFER	0	4	\$33,500	\$3,934

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Reason to Believe Recommendation - ) AF 3730  
Failure to File 48-Hour Notices under the )  
Administrative Fines Program: Jackson- )  
US Senate and Jennifer Rice, in her )  
official capacity as treasurer )

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on June 27, 2019, the Commission decided by a vote of 4-0 to take the following actions in AF 3730:

1. Find reason to believe that Jackson-US Senate and Jennifer Rice, in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$3,934 be assessed.
2. Send the appropriate letter.

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

Attest:

6/28/19

Date

Laura E. Sinram

Laura E. Sinram  
Acting Secretary and Clerk of the  
Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 2, 2019

Jennifer Rice, in official capacity as Treasurer  
Jackson-US Senate  
P.O. Box 15003  
Chesapeake, VA 23328

C00665554  
AF#: 3730

Dear Ms. Rice:

The Federal Election Campaign Act of 1971, as amended, 52 U.S.C. § 30101, *et seq.* ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing the Federal Election Commission ("FEC") and the Secretary of State, as appropriate, of any contribution of \$1,000 or more, received by any authorized committee of the candidate after the 20th day, but more than 48 hours before, any election. 52 U.S.C. § 30104(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* These notification requirements are in addition to all other reporting requirements. 52 U.S.C. § 30104(a). Our records indicate that Jackson-US Senate did not submit 48-Hour Notices for contributions of \$1,000 or more, received between May 24, 2018 and June 9, 2018, totaling \$33,500, as required by 52 U.S.C. § 30104(a)(6)(A). Attachment 1.

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. § 30109(a)(4). On June 27, 2019, the FEC found that there is Reason to Believe ("RTB") that Jackson-US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file the 48-Hour Notices. Based on the FEC's schedule of civil money penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at the RTB stage is \$3,934. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 2. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. The amount of the civil money penalty is \$146 for each non-filed notice plus 10 percent of the dollar amount of the contributions not timely reported. The civil money penalty increases by 25 percent for each prior violation. Send your payment of \$3,934 within forty (40) days of the finding, or by August 6, 2019.

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, 1050 First Street, NE, Washington, DC 20002. 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 August 6, 2019. 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.

**1. 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 Jackson-US Senate 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).

**2. 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 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 Jamie Sikorsky 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. 1158) or (202) 694-1158.

On behalf of the Commission,



Ellen L. Weintraub  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at RTB is \$3,934 for the 2018 Virginia Primary Election 48-Hour Notification 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](http://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**

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FOR: Jackson-US Senate

FEC ID#: C00665554

AF#: 3730

PAYMENT DUE DATE: August 6, 2019

PAYMENT AMOUNT DUE: \$3,934

**Contributions for Which a 48-Hour Notice Was Not Timely Received<sup>1</sup>****AF 3730****Committee ID: C00665554****Committee Name: Jackson-US Senate****Report Type: 2018 July Quarterly Report (5/24/2018 – 6/30/2018)****48-Hour Reporting Period: 5/24/2018 – 6/9/2018**

CONTRIBUTOR	DATE	AMOUNT
ARTHUR, ALLY <sup>2</sup>	05/29/2018	\$3,000.00
ELMER, DENNIS M	05/29/2018	\$2,700.00
REESE, DRAN	05/29/2018	\$2,700.00
RUST, ROBERT	05/29/2018	\$2,700.00
GLESENER, CHRISTIE M	06/01/2018	\$1,000.00
WHITE, GEVIE S	06/01/2018	\$1,000.00
BAMPAC	06/04/2018	\$2,000.00
ELLMER, MATTHEW A	06/05/2018	\$2,700.00
MUMEJIAN, GEORGE N	06/05/2018	\$2,700.00
BAMPAC	06/06/2018	\$2,000.00
HOFFMAN, MARTIN	06/06/2018	\$1,000.00
JACKSON, EARL W	06/07/2018	\$10,000.00
	<b>TOTAL</b>	<b>\$33,500.00</b>

**Proposed Civil Money Penalty: \$3,934 ((4 Notices Not Timely Filed at \$146 each) + (10% of the Overall Contributions Not Timely Reported))**

<sup>1</sup> The Committee filed one (1) 48-Hour Notice of Contributions/Loans Received (FEC Form 6) covering all contributions of \$1,000 or more received for the entire 48-Hour Reporting Period (5/24/2018 – 6/09/2018) with the Commission on June 3, 2019.

<sup>2</sup> This contribution was disclosed as received from Ally D. Arthur and Bonnie J. Arthur in the 2018 July Quarterly Report.

Bishop E.W. Jackson Sr.  
Former Primary Candidate for U.S. Senate  
Suffolk, Virginia 23434

201 SEP 30 AM 8:56

September 26, 2019  
Ms. Ellen L. Weintraub, Chair  
Federal Election Commission  
Washington, DC

RE: C00665554 AF#: 3730

Dear Chair Weintraub:

This letter is in response to your FEC notice of a fine issued to the Jackson-US Senate Committee, regarding the late filing of 48-Hour reports in the final twenty days of the campaign. The failure to file the required reports was not the result of any attempt to withhold or hide information.

Unfortunately, the donations in question were not reported to the committee's reporting team due to a breakdown in communication. The treasurer was completely unaware of the 48 hour filing requirement in the last days of the campaign, and the reporting team assumed she knew. As a result, neither took the action required. The donations were therefore reported to the FEC in the normal course as part of the July 2018 quarterly FEC Form 3.

It was not until several months later that the campaign was notified by the FEC that these transactions were not properly reported under the 48-hour rule. By that time, the campaign had been suspended and the treasurer had resigned and moved away.

The notices of the infraction were not delivered due to a Post Office Box mix up which caused the mail to be returned.

Given that the candidate and the reporting team has fully cooperated with the FEC, that the oversight was inadvertent, that the campaign has been suspended for fifteen months and has no assets, we respectfully request that the fine be waived or substantially reduced. A fine of nearly \$4000 will cause undue hardship on the parties involved.

Thank you for your consideration.

Sincerely,



Bishop E.W. Jackson Sr.



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 21, 2019

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

AF# 3730 – Jackson-US Senate and Vanity Jackson, in her official capacity as Treasurer (C00665554)

**Summary of Recommendation**

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,934 civil money penalty.

**Reason-to-Believe Background**

In connection with the 2018 Virginia Primary Election held on June 12, 2018, the respondents were required to file 48-Hour Notices of Contributions/Loans ("48-Hour Notices") for contributions of \$1,000 or more received between May 24, 2018 and June 9, 2018.

On June 27, 2019, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for twelve contributions totaling \$33,500 and made a preliminary determination that the civil money penalty was \$3,934 based on the schedule of penalties at 11 C.F.R. § 111.44. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on July 2, 2019 to notify them of the Commission's RTB finding and civil money penalty.

**Legal Requirements**

The Federal Election Campaign Act ("Act") requires that the principal campaign committee of a candidate for the office of U.S. Senator must notify the Secretary of the Senate, in writing, of any contribution of \$1,000 or more received after the 20<sup>th</sup> day but more than 48 hours before an election. The principal campaign committee must notify the Secretary of the Senate within 48 hours of receipt of the contribution. The 48-hour notification shall be in addition to all other reporting requirements under the Act. 52 U.S.C. § 30104(a)(6)(A) and 11 C.F.R. § 104.5(f). All reports required to be filed by the principal campaign committee of a candidate for the office of U.S. Senator shall be filed with the Secretary of the Senate. 52 U.S.C. § 30102(g) and 11 C.F.R. § 105.2.<sup>1</sup> The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

<sup>1</sup> Effective September 21, 2018, the Legislative Branch Appropriations Act, 2019, Public Law 115–244, sec. 102, 132 Stat. 2897, 2926 (2018) amended the FECA to require that all reports, designations, and statements required to be filed under FECA must be filed with the Commission.

## Summary of Respondents' Challenge

On September 30, 2019, the Commission received the written response (“challenge”) from the Candidate requesting the Commission waive or substantially reduce the penalty. He states the Committee was not aware of the missing 48-Hour Notices until after the campaign ended and Treasurer resigned. The Candidate further explains, in part:

Unfortunately, the donations in question were not reported to the committee’s reporting team due to a breakdown in communication. The treasurer was completely unaware of the 48 hour filing requirement in the last days of the campaign, and the reporting team assumed she knew. As a result, neither took the action required. The donations were therefore reported to the FEC in the normal course as part of the July 2018 quarterly FEC Form 3...

Given that the candidate and the reporting team has fully cooperated with the FEC, that the oversight was inadvertent, that the campaign has been suspended for fifteen months and has no assets, we respectfully request that the fine be waived or substantially reduced. A fine of nearly \$4000 will cause undue hardship on the parties involved.

## Analysis

The Candidate contends the Treasurer was unaware of the Committee’s 48-Hour Notice reporting requirements. On May 7, 2018, the Commission’s Information Division sent an email to [admin@ewjackson.com](mailto:admin@ewjackson.com), the email address disclosed on the Committee’s Statement of Organization at that time. The email included a link to the 2018 Virginia Primary Election Prior Notice on the Commission’s website. The notice detailed the reporting requirements in connection with the 2018 Virginia Primary Election, including the 48-Hour Notice requirement for contributions of \$1,000 or more received from May 24, 2018 through June 9, 2018. Within the Prior Notice, there was a link to the Supplemental Filing Information for Congressional Committees page of the Commission’s website, which states:

The principal campaign committee must file notices if any authorized committees receive any contribution (**including in-kind gifts or advances of goods or services; Loans from the candidate or other non-bank sources; and guarantees or endorsements of bank loans to the candidate or committee**) of \$1,000 or more per source, during the period less than 20 days but more than 48 hours before any election in which the candidate is running. *See 11 CFR 104.5(f).* (emphasis included)

On February 28, 2019, RAD sent a Request for Additional Information (“RFAI”) referencing the Committee’s failure to file the 48-Hour Notices in question.<sup>2</sup> On April 16, 2019, a Committee representative contacted RAD regarding outstanding RFAIs. On June 3, 2019, the Committee filed a 48-Hour Notice for the contributions in question.

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<sup>2</sup> The RFAI was originally sent to [admin@ewjackson.com](mailto:admin@ewjackson.com), the email address disclosed on the Committee’s Statement of Organization at that time. Due to the invalid email address, RAD subsequently mailed the RFAI to the Committee’s address of record.

The Reviewing Officer recognizes the campaign may no longer be active. However, a committee's intent to terminate and amount of cash on hand are not considered. The challenge fails to adequately address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. 11 C.F.R. § 111.35(b). Negligence and failure to know filing dates are specifically included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents' control. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,934 civil money penalty.

### **OAR Recommendations**

1. Adopt the Reviewing Officer Recommendation for AF# 3730 involving Jackson-US Senate and Vanity Jackson, in her official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3730 that Jackson-US Senate and Vanity Jackson, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,934 civil money penalty; and
3. Send the appropriate letter.

### **Attachments**

Attachment 1 –

Attachment 2 –

Attachment 3 – Declaration from RAD

Attachment 4 – Declaration from OAR

**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 Jackson-US Senate:
  - A) Termination Denial Letter, dated August 18, 2019, referencing the Termination Report covering April 1, 2019 through June 30, 2019 (sent via regular mail to the address of record);
  - B) Request for Additional Information for the 2018 July Quarterly Report, dated February 28, 2019, referencing the missing 48-Hour Notices (sent via regular mail to the address of record);
  - C) Reason-to-Believe Letter, dated July 2, 2019, referencing the missing 48-Hour Notices (sent via overnight mail to alternate address).
4. I hereby certify that I have searched the Commission’s public records and find that Jackson-US Senate filed the missing 48-Hour Notices with the Commission on June 3, 2019.
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 telecons for the matter have been provided. This declaration was executed at Washington, D.C. on the 18<sup>th</sup> day of November, 2019.

Kristin D. Roser

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



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

August 18, 2019

JENNIFER RICE, TREASURER  
JACKSON-US SENATE  
PO BOX 15003  
CHESAPEAKE, VA 23328

**Response Due Date****09/23/2019**

IDENTIFICATION NUMBER: C00665554

REFERENCE: TERMINATION REPORT (04/01/2019 - 06/30/2019)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following **2** item(s):

1. Your report discloses debt(s) that have been forgiven or settled. If your committee is terminating, you must provide the Commission with a completed FEC Form 8, Debt Settlement Plan (you may download FEC Form 8 from the FEC website at <http://www.fec.gov>, or request it through the FEC Faxline at (202) 501-3413, document 808). (11 CFR § 116.7) The plan must provide detailed information concerning each debt being settled.

Until you extinguish the debt(s) or the Commission approves your debt settlement plan, you are required to continue filing reports disclosing the debt(s). (11 CFR § 104.11(a)) The Commission will notify you when the committee is no longer required to file reports.

Although ongoing committees may not settle debts, they may request a determination from the Commission that certain debts are not payable. (11 CFR § 116.2(b))

2. Your committee has requested that the Commission permit your committee to terminate pursuant to 52 U.S.C. §30103(d) (formerly 2 U.S.C. §433(d)) and 11 CFR §102.3. In order to terminate your committee, you must file amendments to correct any problems on your 2018 July Quarterly, amended 7/18/19, 2018 October Quarterly, amended 7/18/19, 2018 Termination Report (10/1/18-12/31/18), amended 7/16/2019, and 2019 April Quarterly Report and/or on any previous reports that still contain uncorrected errors or omissions.

JACKSON-US SENATE

Page 2 of 2

If you are not certain about what corrections need to be made, please contact the undersigned analyst. Once the FEC receives and approves the corrections to your report(s), it will notify you. Until that time, you must continue to file all required reports.

- For your information, when the candidate forgives a loan and/or debt, the committee should file a letter signed by the candidate stating the loan and/or debt is forgiven. Please provide a clarification or submit the missing information and/or file an amendment to your report. (52 U.S.C. § 30104(b)(8) (formerly 2 U.S.C. § 434(b)(8)))

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For additional information about the report review process or specific filing information for your committee type, please visit <http://transition.fec.gov/rad/>. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1161.

Sincerely,



Michael Dobi  
Senior Campaign Finance Analyst  
Reports Analysis Division



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

February 28, 2019

JENNIFER RICE, TREASURER  
JACKSON-US SENATE  
PO BOX 15003  
CHESAPEAKE, VA 23328

**Response Due Date**

**04/04/2019**

IDENTIFICATION NUMBER: C00665554

REFERENCE: JULY QUARTERLY REPORT (05/24/2018 - 06/30/2018)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following **2** item(s):

1. The beginning cash balance of this report does not equal the ending balance of your 2018 12 Day Pre-Primary Report. Please correct this discrepancy and amend all subsequent reports that may be affected by the correction. (52 U.S.C. § 30104(b)(1) (formerly 2 U.S.C. § 434(b)(1)) and 11 CFR § 104.3(a)(1))
2. Schedule A of your report indicates that your committee may have failed to file one or more of the required 48-hour notices regarding "last minute" contributions (to include loans, in-kind contributions, and advances) received by your committee after the close of books for the 12 Day Pre-Primary Report (see attached). A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. The failure to file 48-hour notices may result in civil money penalties or legal enforcement action. (11 CFR § 104.5(f))

If any contribution of \$1,000 or more was incorrectly reported, you must amend your original report with the clarifying information.

JACKSON-US SENATE

Page 2 of 2

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For additional information about the report review process or specific filing information for your committee type, please visit <http://transition.fec.gov/rad/>. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1171.

Sincerely,



Jessica Grainger  
Sr. Campaign Finance & Reviewing Analyst  
Reports Analysis Division

**Missing 48-Hour Notices**  
**Jackson - US Senate (C00665554)**

Contributor Name	Date	Amount	Election
Arthur, Ally	5/29/18	\$3,000.00	P2018
Elmer, Dennis M	5/29/18	\$2,700.00	P2018
Reese, Dran	5/29/18	\$2,700.00	P2018
Rust, Robert	5/29/18	\$2,700.00	P2018
Glesener, Christie M	6/1/18	\$1,000.00	P2018
White, Gevie S	6/1/18	\$1,000.00	P2018
BAMPAC	6/4/18	\$2,000.00	P2018
Ellmer, Matthew A	6/5/18	\$2,700.00	P2018
Mumejian, George N	6/5/18	\$2,700.00	P2018
BAMPAC	6/6/18	\$2,000.00	P2018
Hoffman, Martin	6/6/18	\$1,000.00	P2018
Jackson, Earl W	6/7/18	\$10,000.00	P2018

**DECLARATION OF RHIANNON MAGRUDER**

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission (“Commission”). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The principal campaign committee of a candidate must file notifications disclosing contributions of \$1,000 or more which are received after the 20<sup>th</sup> day but more than 48 hours before an election. These notifications (also called 48-Hour Notices) must be filed with the Secretary of the Senate within 48 hours of the committee’s receipt of the contribution(s).
- 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) 48-Hour Notice filed by Jackson-US Senate, received June 3, 2019.
  - b) Statement of Organization filed by Jackson-US Senate, received November 19, 2019.
- 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 21<sup>st</sup> day of November, 2019.

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

# 48-HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

RECEIVED  
FEC MAIL CENTER  
2019 JUN 4 AM 11:37

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL <b>JACKSON - US SENATE</b> ADDRESS (number and street) <b>PO Box 15003</b>				2. NAME OF CANDIDATE <b>EARL W. JACKSON</b>	3. OFFICE SOUGHT (State and District) <b>VA - SENATE</b>	4. FEC IDENTIFICATION NUMBER <b>COOLGUS564</b>			
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON									
A. FULL NAME <b>ALLY ARTHUR</b> MAILING ADDRESS <b>624 EDEN PARK RD.</b>				Name of Employer	Date (month, day, year) <b>05/29/18</b>	Amount <b>\$3,000.00</b>			
CITY <b>ALTAMONTE SPRINGS</b>	STATE <b>FL</b>	ZIP CODE <b>32714</b>	Occupation <b>N/A</b>						
B. FULL NAME <b>DENNIS M. ELMER</b> MAILING ADDRESS <b>2871 RIVER ROAD</b>				Name of Employer	Date (month, day, year) <b>05/29/18</b>	Amount <b>\$2,700.00</b>			
CITY <b>VIRGINIA BEACH</b>	STATE <b>VA</b>	ZIP CODE <b>23454</b>	Occupation <b>N/A</b>						
C. FULL NAME <b>DRAN REESE</b> MAILING ADDRESS <b>1399 SPECIALTY DRIVE</b>				Name of Employer	Date (month, day, year) <b>05/29/18</b>	Amount <b>\$ 2700.00</b>			
CITY <b>VISTA</b>	STATE <b>CA</b>	ZIP CODE <b>92081</b>	Occupation <b>N/A</b>						
D. FULL NAME <b>ROBERT RUST</b> MAILING ADDRESS <b>1430 S. DIXIE HIGHWAY</b>				Name of Employer	Date (month, day, year) <b>05/29/18</b>	Amount <b>\$ 2700.00</b>			
CITY <b>CORAL GABLES</b>	STATE <b>FL</b>	ZIP CODE <b>33146</b>	Occupation <b>RETIRED</b>						
E. FULL NAME <b>CHRISTIE M. GLESENER</b> MAILING ADDRESS <b>PO Box 700239</b>				Name of Employer	Date (month, day, year) <b>06-01-18</b>	Amount <b>\$ 1000.00</b>			
CITY <b>TULSA</b>				STATE <b>OK</b>	ZIP CODE <b>74170</b>	Occupation <b>N/A</b>			
SIGNATURE (optional)				DATE	For further information contact: Federal Election Commission 1050 First Street, N.E., Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100				

Any information copied from reports and statements filed under the Federal Election Campaign Act 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.

**FEC FORM 6**  
(Revised 03/2016)

# 48-HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

RECEIVED  
FEC MAIL CENTER  
2019 JUN 14 AM 11:37

1. NAME OF COMMITTEE IN FULL <b>JACKSON - US SENATE</b>				4. FEC IDENTIFICATION NUMBER <b>COOL665554</b>	
ADDRESS (number and street) <b>PO Box 15003</b>				CITY <b>CHESAPEAKE</b> STATE <b>VA</b> ZIP CODE <b>23328</b>	
2. NAME OF CANDIDATE <b>EARL W. JACKSON</b>			3. OFFICE SOUGHT (State and District) <b>VA - SENATE</b>		
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON					
A. FULL NAME <b>GENIE S. WHITE</b>			Name of Employer		Amount
MAILING ADDRESS <b>6223 CASTA LAKE POINT</b>					<b>\$ 1000.00</b>
CITY <b>FLOWERY BRANCH</b> STATE <b>GA</b> ZIP CODE			Occupation <b>N/A</b>		DATE (month, day, year) <b>06-01-18</b>
B. FULL NAME <b>BAMPAC</b>			Name of Employer		Amount
MAILING ADDRESS <b>1325 G. STREET NW</b>					<b>\$ 2000.00</b>
CITY <b>WASHINGTON</b> STATE <b>DC</b> ZIP CODE <b>20005</b>			Occupation		DATE (month, day, year) <b>06-04-18</b>
C. FULL NAME <b>MATTHEW A. ELLMER</b>			Name of Employer		Amount
MAILING ADDRESS <b>4908 ATHENS BOULEVARD</b>					<b>\$ 2700.00</b>
CITY <b>VIRGINIA BEACH</b> STATE <b>VA</b> ZIP CODE <b>23455</b>			Occupation <b>N/A</b>		DATE (month, day, year) <b>06-05-18</b>
D. FULL NAME <b>GEORGE N. MUMEJIAN</b>			Name of Employer		Amount
MAILING ADDRESS <b>1505 SIMI Court</b>					<b>\$ 2700.00</b>
CITY <b>VIRGINIA BEACH</b> STATE <b>VA</b> ZIP CODE <b>23454</b>			Occupation <b>N/A</b>		DATE (month, day, year) <b>06-05-18</b>
E. FULL NAME <b>BAMPAC</b>			Name of Employer		Amount
MAILING ADDRESS <b>1325 G STREET NW</b>					<b>\$ 2000.00</b>
CITY <b>WASHINGTON</b> STATE <b>DC</b> ZIP CODE <b>20005</b>			Occupation		DATE (month, day, year) <b>06-06-18</b>
SIGNATURE (optional)				DATE	For further information contact: Federal Election Commission 1050 First Street, N.E., Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

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**FEC FORM 6**  
(Revised 03/2016)

# 48-HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

RECEIVED  
FEC MAIL CENTER  
2019 JUN 14 AM 11:37

1. NAME OF COMMITTEE IN FULL <b>JACKSON - US SENATE</b>			2. NAME OF CANDIDATE <b>EARL W. JACKSON</b>		3. OFFICE SOUGHT (State and District) <b>VA - SENATE</b>	4. FEC IDENTIFICATION NUMBER <b>COOL65554</b>
5. IS THIS AN AMENDMENT? <input checked="" type="checkbox"/> NO, THIS IS A NEW FILING <input type="checkbox"/> YES, IT AMENDS THE NOTICE FILED ON						
A. FULL NAME <b>MARTIN HOFFMAN</b>			Name of Employer		Date (month, day, year) <b>06-06-18</b>	Amount <b>\$ 1000.00</b>
MAILING ADDRESS <b>60 TEMPLE PLACE</b>			Occupation <b>N/A</b>			
CITY <b>BOSTON</b>	STATE <b>MA</b>	ZIP CODE <b>02111</b>				
B. FULL NAME <b>EARL W. JACKSON</b>			Name of Employer		Date (month, day, year) <b>06-07-18</b>	Amount <b>\$ 10,000.00</b>
MAILING ADDRESS <b>PO Box 15301</b>			Occupation			
CITY <b>CHESAPEAKE</b>	STATE <b>VA</b>	ZIP CODE <b>23328</b>				
C. FULL NAME			Name of Employer		Date (month, day, year)	Amount
MAILING ADDRESS			Occupation			
CITY	STATE	ZIP CODE				
D. FULL NAME			Name of Employer		Date (month, day, year)	Amount
MAILING ADDRESS			Occupation			
CITY	STATE	ZIP CODE				
E. FULL NAME			Name of Employer		Date (month, day, year)	Amount
MAILING ADDRESS			Occupation			
CITY	STATE	ZIP CODE				
SIGNATURE (optional)					DATE	For further information contact: Federal Election Commission 1050 First Street, N.E., Washington, DC 20463 Toll Free 800-424-9530, Local 202-694-1100

Any information copied from reports and statements filed under the Federal Election Campaign Act 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.

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**FEC FORM 6**  
(Revised 03/2016)



## 5. TYPE OF COMMITTEE

**Candidate Committee:**

(a)  This committee is a principal campaign committee. (Complete the candidate information below.)

(b)  This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate

Jackson, Earl, Walker, ,

Candidate Party Affiliation

REP

Office Sought:

House

Senate

President

State

VA

00

District

(c)  This committee supports/opposes only one candidate, and is NOT an authorized committee.

Name of Candidate

**Party Committee:**

(d)  This committee is a (National, State or subordinate) committee of the (Democratic, Republican, etc.) Party.

**Political Action Committee (PAC):**

(e)  This committee is a separate segregated fund. (Identify connected organization on line 6.) Its connected organization is a:

Corporation

Corporation w/o Capital Stock

Labor Organization

Membership Organization

Trade Association

Cooperative

In addition, this committee is a Lobbyist/Registrant PAC.

(f)  This committee supports/opposes more than one Federal candidate, and is NOT a separate segregated fund or party committee. (i.e., nonconnected committee)

In addition, this committee is a Lobbyist/Registrant PAC.

In addition, this committee is a Leadership PAC. (Identify sponsor on line 6.)

**Joint Fundraising Representative:**

(g)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, at least one of which is an authorized committee of a federal candidate.

(h)  This committee collects contributions, pays fundraising expenses and disburses net proceeds for two or more political committees/organizations, none of which is an authorized committee of a federal candidate.

**Committees Participating in Joint Fundraiser**

1.  FEC ID number
2.  FEC ID number
3.  FEC ID number
4.  FEC ID number

Image# 201911199165586900

Write or Type Committee Name

## JACKSON-US SENATE

**6. Name of Any Connected Organization, Affiliated Committee, Joint Fundraising Representative, or Leadership PAC Sponsor**

NONE

**Mailing Address**

**CITY**

STATE

ZIP CODE

Relationship:  Connected Organization  Affiliated Committee  Joint Fundraising Representative  Leadership PAC Sponsor

7. **Custodian of Records:** Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records.

Full Name

**Mailing Address**

CITY

STATE

**ZIP CODE**

8. **Treasurer:** List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer).

Full Name  
of Treasurer

Jackson, Vanity, , ,

**Mailing Address**

PO BOX 15022

CITY

## STATE

ZIP CODE

**Title or Position**

Telephone number

757      |      375      |      6444

Full Name of  
Designated  
Agent

Mailing Address

CITY

STATE

ZIP CODE

Title or Position

Telephone number

9. **Banks or Other Depositories:** List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.

Bank of America

Mailing Address

238 South Battlefield Boulevard

Chesapeake

VA

23322

CITY

STATE

ZIP CODE

Name of Bank, Depository, etc.

Mailing Address

CITY

STATE

ZIP CODE



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 26, 2019

Vanity Jackson, in official capacity as Treasurer  
Jackson-US Senate  
PO Box 15003  
Chesapeake, VA 23328

C00665554  
AF#: 3730

Dear Ms. Jackson:

On June 27, 2019, the Commission found reason to believe ("RTB") that Jackson-US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for contributions totaling \$33,500 and made a preliminary determination that the civil money penalty was \$3,934 based on the schedule of penalties at 11 C.F.R. § 111.44.

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 202-694-1158 if you have any questions.

Sincerely,

*Rhianne Magruder*  
Rhianne Magruder  
Reviewing Officer  
Office of Administrative Review

RECEIVED  
FEDERAL ELECTION COMMISSION  
SECRETARIAT

2019 DEC 20 AM 10:51

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463**SENSITIVE**

December 20, 2019

**MEMORANDUM**

To: The Commission

Through: Alec Palmer *AP by DHAH*  
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# 3730 – Jackson-US Senate and  
Vanity Jackson, in her official capacity as Treasurer (C00665554)

On June 27, 2019, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for twelve contributions totaling \$33,500 and made a preliminary determination that the civil money penalty was \$3,934 based on the schedule of penalties at 11 C.F.R. § 111.44.

On September 30, 2019, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated November 21, 2019 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 \$3,934 civil money penalty.

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). To date, a response has not been received.

### **OAR Recommendations**

1. Adopt the Reviewing Officer Recommendation for AF# 3730 involving Jackson-US Senate and Vanity Jackson, in her official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3730 that Jackson-US Senate and Vanity Jackson, in her official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,934 civil money penalty; and
3. Send the appropriate letter.

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Final Determination Recommendation: ) AF 3730  
Jackson-US Senate and Vanity Jackson, )  
in her official capacity as Treasurer )  
(C00665554) )

## CERTIFICATION

I, Vicktoria J. Allen, recording secretary for the Federal Election Commission executive session on May 18, 2021, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in AF 3730:

1. Adopt the Reviewing Officer Recommendation for AF# 3730 involving Jackson-US Senate and Vanity Jackson, in her official capacity as treasurer, in making the final determination.
2. Make a final determination in AF# 3730 that Jackson-US Senate and Vanity Jackson, in her official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,934 civil money penalty.
3. Send the appropriate letter.

Commissioners Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

Attest:

## Vicktoria Allen

Digitally signed by Vicktoria  
Allen  
Date: 2021.05.19 11:43:36 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the Commission

A circular seal of the Federal Election Commission (FEC) is centered on the page. The seal features a scalloped outer edge. The words "FEDERAL ELECTION COMMISSION" are written in a circular arc along the top inner edge, and "UNITED STATES OF AMERICA" are written in a circular arc along the bottom inner edge. The center of the seal contains a stylized eagle with its wings spread, perched on a shield. A diagonal line, resembling a large 'X', is drawn across the entire seal. Overlaid on the seal is a horizontal line. To the left of this line, the date "May 19, 2021" is printed in a large, bold, serif font. To the right of the date, the word "Date" is printed in a smaller, bold, serif font.



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 25, 2021

Vanity Jackson, in official capacity as Treasurer  
Jackson-US Senate  
PO Box 15003  
Chesapeake, VA 23328

C00665554  
AF# 3730

Dear Ms. Jackson:

On June 27, 2019, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that Jackson-US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file 48-Hour Notices. By letter dated July 2, 2019, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$3,934 in accordance with the schedule of penalties at 11 C.F.R. § 111.44. On September 30, 2019, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission’s RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Jackson-US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and assess a civil money penalty in the amount of \$3,934 in accordance with 11 C.F.R. § 111.44. The Reviewing Officer Recommendation was sent to you on November 26, 2019.

On May 18, 2021, the Commission adopted the Reviewing Officer’s recommendation and made a final determination that Jackson-US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$3,934. A copy of the Final Determination Recommendation is attached.

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

**1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during

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.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal**

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 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 30% of the civil money penalty amount for its collection services. If the age of the debt is greater than or equal to two years old, Treasury will charge a fee of 32% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

## **3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

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

### **4. Partial Payments**

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

### **5. Settlement Offers**

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the 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 assessed 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.

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,



Shana M. Broussard  
Chair