



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

June 22, 2020

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer AP by *KAH*
Staff Director

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

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

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

SUBJECT: Withdrawal and Resubmission of Reason To Believe Recommendation –
2020 April Quarterly Report for the Administrative Fine Program

We are withdrawing the document circulated to the Commission on June 11, 2020 in order to reflect updates disclosed in filings received by the Commission after the initial submission of this recommendation. On June 17, 2020, Committee to Elect Mauro Garza for U.S. Congress (AF 3811) filed a 2020 April Quarterly Report. The circulation report has been updated to reflect this most recent filing.

Attached is a list of political committees and their treasurers who failed to file the 2020 April Quarterly Report in accordance with 52 U.S.C. § 30104(a). The April Quarterly Report was due on April 15, 2020.

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.

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.

Federal Election Commission
Reason to Believe Circulation Report
2020 APRIL QUARTERLY Not Election Sensitive 04/15/2020 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3800	C00700534	ADRIENNE BELL FOR CONGRESS	ADRIENNE BELL	MIMI MONTGOMERY	\$180,159	0	5/15/2020	30	\$11,365	\$326
3801	C00698613	ALBERT CHESTER FOR CONGRESS	ALBERT CHESTER	ALBERT CHESTER	\$124,122	0	4/30/2020	15	\$52,846	\$2,087
3802	C00700476	ALBORS PARA COMISIONADO	JUAN CARLOS ALBORS	IGNACIO FERNANDEZ	\$145,698	0		Not Filed	\$48,566 (est)	\$1,230
3803	C00687657	AMERICAN PRO-ISRAEL PAC		JEANNE SULLIVAN	\$137,162	0		Not Filed	\$137,162 (est)	\$6,541
3804	C00438358	AMSTED INDUSTRIES INCORPORATED PAC		TRISTAN PAIGE LOPEZ	\$131,996	0		Not Filed	\$65,998 (est)	\$3,925
3805	C00204388	BI-COUNTY POLITICAL ACTION COMMITTEE		JEREMY S. KUPFERMAN	\$108,550	0	4/21/2020	6	\$10,000	\$182
3806	C00697862	CAMPAIGN TO SUPPORT THE PRESIDENT		MAUREEN OTIS	\$171,912	0		Not Filed	\$85,956 (est)	\$5,086
3807	C00257121	CITIZENS FOR RUSH	BOBBY LEE RUSH	SHEILA L. JACKSON	\$705,217	0	5/4/2020	19	\$137,417	\$4,329
3808	C00002832	COMMITTEE FOR GOOD GOVERNMENT INTERNATIONAL UNION UAW		RAYMOND CURRY	\$728,200	0	4/22/2020	7	\$540,880	\$5,663
3809	C00663104	COMMITTEE TO ELECT HP	HAMID PARVIZIAN	DOUNIA METOURI	\$106,911	2		Not Filed	\$106,911 (est)	\$9,811
3810	C00693176	COMMITTEE TO ELECT JOE WALZ	THADDEUS JOSEPH WALZ	ERIKA ANDREA WALZ	\$104,372	0		Not Filed	\$26,093 (est)	\$1,230
3811	C00663435	COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS	MAURO EVERETT GARZA	ELIZABETH IRIS CASTILLO	\$257,596	1	6/17/2020	*Not Filed	\$56,841	\$4,906
3812	C00452581	COPART INC POLITICAL ACTION COMMITTEE (COPART PAC)		JOE MEISTER	\$182,000	0		Not Filed	\$91,000 (est)	\$5,086
3813	C00728675	DR JAY FOR CONGRESS, INC.	JAY JALISI	JAMES C. THOMAS	\$180,067	0		Not Filed	\$180,067 (est)	\$7,994
3814	C00717025	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	EMILY ROBINSON	\$240,480	0		Not Filed	\$120,240 (est)	\$6,541
3815	C00655084	FRIENDS OF MARC FRIEDENBERG	MARC FRIEDENBERG	SEAN MILLER	\$439,083	0		Not Filed	\$146,361 (est)	\$6,541
3816	C00691709	FRIENDS OF MICHAEL WEINSTOCK	MICHAEL S. WEINSTOCK	BRIAN DENKER-YOUNGS	\$132,965	0	4/30/2020	15	\$16,108	\$236
3818	C00717215	HOWARD STEELE FOR CONGRESS	HOWARD LYNN STEELE	ANDREA LESTER	\$136,184	0		Not Filed	\$68,092 (est)	\$3,925
3819	C00581199	JILL STEIN FOR PRESIDENT	JILL STEIN	STEVEN WELZER	\$282,534	14		Not Filed	\$70,634 (est)	\$17,662

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3820	C00710129	JON HOLLIS 4 CONGRESS	JON HOLLIS	JON HOLLIS	\$326,925	0		Not Filed	\$108,975 (est)	\$6,541
3821	C00677872	JONATHAN JENKINS FOR SENATE COMMITTEE	JONATHAN JENKINS	OFFICE OF TREASURER	\$1,049,103	0		Not Filed	\$1,049,103 (est)	\$17,440
3822	C00701508	JOSHUA COLLINS CAMPAIGN COMMITTEE	JOSHUA COLLINS	ANDY LO	\$358,495	0	4/24/2020	9	\$162,556	\$3,117
3823	C00634964	NEW NATION RISING		OLUFEMI OGUNNAIKE	\$252,158	0		Not Filed	\$252,158 (est)	\$11,627
3824	C00708073	RONDA KENNEDY FOR CONGRESS 2020	RONDA KENNEDY	MICHAEL WARREN KENNEDY	\$100,363	0		Not Filed	\$33,454 (est)	\$1,230
3825	C00707596	SARAH GAD 2020	SARAH GAD	BENJAMIN NAWROCKI	\$185,899	0		Not Filed	\$92,950 (est)	\$5,086
3826	C00615013	SHAUN BROWN FOR VIRGINIA	SHAUN DENISE BROWN	OCTAVIANUS SMITH	\$179,167	0		Not Filed	\$179,167 (est)	\$7,994
3827	C00638148	SHIVA 4 SENATE	SHIVA AYYADURAI	CHRIS MARSTON	\$2,204,642	0	4/21/2020	6	\$2,100,927	\$9,007
3828	C00688069	SUPPORT AMERICAN LEADERS PAC		MAUREEN OTIS	\$956,586	0		Not Filed	\$239,147 (est)	\$9,446
3829	C00725994	TFY PAC		OLUBUSOLA OBAYAN	\$121,905	0	5/5/2020	20	\$42,825	\$850
3830	C00002840	UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)		RAYMOND CURRY	\$15,383,034	0	5/1/2020	16	\$1,590,523	\$11,907
3831	C00676320	UNITED FORWARD 2020 BENZEL FOR CONGRESS	JULIANNE ELIZABETH BENZEL	GREG DON BENZEL	\$202,857	0		Not Filed	\$40,571 (est)	\$1,230
3832	C00578187	URBAN VICTORY FUND (UVF)		DRUE KINCHEN	\$432,263	0		Not Filed	\$216,132 (est)	\$9,446
3833	C00616912	WOMEN VOTE SMART		AMY S. KREMER	\$291,231	0		Not Filed	\$145,616 (est)	\$6,541

* The committee filed their report more than thirty (30) days after the due date; therefore, the report is considered not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Withdrawal and Resubmission of Reason)	
To Believe Recommendation – 2020 April)	
Quarterly Report for the Administrative)	
Fine Program:)	
ADRIENNE BELL FOR CONGRESS, and	)	AF# 3800
MIMI MONTGOMERY as treasurer;)	
ALBERT CHESTER FOR CONGRESS,	)	AF# 3801
and CHESTER, ALBERT as treasurer;)	
ALBORS PARA COMISIONADO, and	)	AF# 3802
FERNANDEZ, IGNACIO as treasurer;)	
AMERICAN PRO-ISRAEL PAC, and	)	AF# 3803
SULLIVAN, JEANNE as treasurer;)	
AMSTED INDUSTRIES	)	AF# 3804
INCORPORATED PAC, and LOPEZ,)	
TRISTAN PAIGE as treasurer;)	
BI-COUNTY POLITICAL ACTION	)	AF# 3805
COMMITTEE, and KUPFERMAN,)	
JEREMY S as treasurer;)	
CAMPAIGN TO SUPPORT THE	)	AF# 3806
PRESIDENT, and OTIS, MAUREEN as)	
treasurer;)	
CITIZENS FOR RUSH, and JACKSON,	)	AF# 3807
SHEILA L. as treasurer;)	
COMMITTEE FOR GOOD	)	AF# 3808
GOVERNMENT INTERNATIONAL)	
UNION UAW, and CURRY, RAYMOND)	
as treasurer;)	
COMMITTEE TO ELECT HP, and	)	AF# 3809
METOURI, DOUNIA as treasurer;)	
COMMITTEE TO ELECT JOE WALZ,	)	AF# 3810
and WALZ, ERIKA ANDREA as treasurer;)	
COPART INC POLITICAL ACTION	)	AF# 3812
COMMITTEE (COPART PAC), and)	
MEISTER, JOE as treasurer;)	
DR JAY FOR CONGRESS, INC., and	)	AF# 3813
THOMAS, JAMES C as treasurer;)	
EMILY ROBINSON FOR CONGRESS,		AF# 3814
and ROBINSON, EMILY as treasurer;		
FRIENDS OF MARC FRIEDENBERG,)	AF# 3815
and MILLER, SEAN MR. as treasurer;)	

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FRIENDS OF MICHAEL WEINSTOCK,)	AF# 3816
and DENKER-YOUNGS, BRIAN as)	
treasurer;)	
HOWARD STEELE FOR CONGRESS,	)	AF# 3818
and LESTER, ANDREA as treasurer;)	
JILL STEIN FOR PRESIDENT, and		AF# 3819
WELZER, STEVEN as treasurer;		
JON HOLLIS 4 CONGRESS, and	)	AF# 3820
HOLLIS, JON as treasurer;)	
JOSHUA COLLINS CAMPAIGN	)	AF# 3822
COMMITTEE, and LO, ANDY as)	
treasurer;)	
NEW NATION RISING, and	)	AF# 3823
OGUNNAIKE, OLUFEMI as treasurer;)	
RONDA KENNEDY FOR CONGRESS	)	AF# 3824
2020, and KENNEDY, MICHAEL)	
WARREN as treasurer;)	
SARAH GAD 2020, and NAWROCKI,	)	AF# 3825
BENJAMIN as treasurer;)	
SHAUN BROWN FOR VIRGINIA, and	)	AF# 3826
SMITH, OCTAVIANUS as treasurer;)	
SHIVA 4 SENATE, and MARSTON,	)	AF# 3827
CHRIS as treasurer;)	
SUPPORT AMERICAN LEADERS PAC,	)	AF# 3828
and OTIS, MAUREEN as treasurer;)	
TFY PAC, and OBAYAN, OLUBUSOLA	)	AF# 3829
as treasurer;)	
UAW - V - CAP (UAW VOLUNTARY	)	AF# 3830
COMMUNITY ACTION PROGRAM), and)	
CURRY, RAYMOND as treasurer;)	
UNITED FORWARD 2020 BENZEL FOR	)	AF# 3831
CONGRESS, and BENZEL, GREG DON)	
MR. as treasurer;)	
URBAN VICTORY FUND (UVF), and	)	AF# 3832
KINCHEN, DRUE as treasurer;)	
WOMEN VOTE SMART, and KREMER,	)	AF# 3833
AMY S as treasurer;)	

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on June 30, 2020 the Commission took the following actions on the Withdrawal and Resubmission of Reason To Believe Recommendation – 2020 April Quarterly Report for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated June 22, 2020, on the following committees:

AF#3800 Decided by a vote of 4-0 to: (1) find reason to believe that ADRIENNE BELL FOR CONGRESS, and MIMI MONTGOMERY 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3801 Decided by a vote of 4-0 to: (1) find reason to believe that ALBERT CHESTER FOR CONGRESS, and CHESTER, ALBERT 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3802 Decided by a vote of 4-0 to: (1) find reason to believe that ALBORS PARA COMISIONADO, and FERNANDEZ, IGNACIO 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3803 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICAN PRO-ISRAEL PAC, and SULLIVAN, JEANNE 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

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AF#3804 Decided by a vote of 4-0 to: (1) find reason to believe that AMSTED INDUSTRIES INCORPORATED PAC, and LOPEZ, TRISTAN PAIGE 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3805 Decided by a vote of 4-0 to: (1) find reason to believe that BI-COUNTY POLITICAL ACTION COMMITTEE, and KUPFERMAN, JEREMY S 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3806 Decided by a vote of 4-0 to: (1) find reason to believe that CAMPAIGN TO SUPPORT THE PRESIDENT, and OTIS, MAUREEN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3807 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS FOR RUSH, and JACKSON, SHEILA L. 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3808 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE FOR GOOD GOVERNMENT INTERNATIONAL UNION UAW, and CURRY, RAYMOND 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3809 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT HP, and METOURI, DOUNIA 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3810 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT JOE WALZ, and WALZ, ERIKA ANDREA in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the

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civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3812 Decided by a vote of 4-0 to: (1) find reason to believe that COPART INC POLITICAL ACTION COMMITTEE (COPART PAC), and MEISTER, JOE 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3813 Decided by a vote of 4-0 to: (1) find reason to believe that DR JAY FOR CONGRESS, INC., and THOMAS, JAMES C 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3814 Decided by a vote of 4-0 to: (1) find reason to believe that EMILY ROBINSON FOR CONGRESS, and ROBINSON, EMILY 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3815 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MARC FRIEDENBERG, and MILLER, SEAN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3816 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MICHAEL WEINSTOCK, and DENKER-YOUNGS, BRIAN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3818 Decided by a vote of 4-0 to: (1) find reason to believe that HOWARD STEELE FOR CONGRESS, and LESTER, ANDREA 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3819 Decided by a vote of 4-0 to: (1) find reason to believe that JILL STEIN FOR PRESIDENT, and WELZER, STEVEN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3820 Decided by a vote of 4-0 to: (1) find reason to believe that JON HOLLIS 4 CONGRESS, and HOLLIS, JON 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3822 Decided by a vote of 4-0 to: (1) find reason to believe that JOSHUA COLLINS CAMPAIGN COMMITTEE, and LO, ANDY 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3823 Decided by a vote of 4-0 to: (1) find reason to believe that NEW NATION RISING, and OGUNNAIKE, OLUFEMI 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3824 Decided by a vote of 4-0 to: (1) find reason to believe that RONDA KENNEDY FOR CONGRESS 2020, and KENNEDY, MICHAEL WARREN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3825 Decided by a vote of 4-0 to: (1) find reason to believe that SARAH GAD 2020, and NAWROCKI, BENJAMIN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3826 Decided by a vote of 4-0 to: (1) find reason to believe that SHAUN BROWN FOR VIRGINIA, and SMITH, OCTAVIANUS 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3827 Decided by a vote of 4-0 to: (1) find reason to believe that SHIVA 4 SENATE, and MARSTON, CHRIS 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3828 Decided by a vote of 4-0 to: (1) find reason to believe that SUPPORT AMERICAN LEADERS PAC, and OTIS, MAUREEN 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3829 Decided by a vote of 4-0 to: (1) find reason to believe that TFY PAC, and OBAYAN, OLUBUSOLA 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3830 Decided by a vote of 4-0 to: (1) find reason to believe that UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM), and CURRY, RAYMOND 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3831 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED FORWARD 2020 BENZEL FOR CONGRESS, and BENZEL, GREG DON 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3832 Decided by a vote of 4-0 to: (1) find reason to believe that URBAN VICTORY FUND (UVF), and KINCHEN, DRUE 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

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AF#3833 Decided by a vote of 4-0 to: (1) find reason to believe that WOMEN VOTE SMART, and KREMER, AMY S 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.



Attest:

Laura
Sinram

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by
Laura Sinram
Date: 2020.07.08
15:11:28 -04'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

July 15, 2020

Raymond Curry, in official capacity as Treasurer
UAW - V - CAP (UAW Voluntary Community Action Program)
8000 East Jefferson
Detroit, MI 48214

Response Due Date

08/09/2020

C00002840

AF#: 3830

Dear Mr. Curry,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period January 1, 2020 through March 31, 2020, shall be filed no later than April 15, 2020. 52 U.S.C. § 30104(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on May 1, 2020, 16 days late.

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 June 30, 2020, the FEC found that there is reason to believe ("RTB") that UAW - V - CAP (UAW Voluntary Community Action Program) 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 April 15, 2020. 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 \$11,907. 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 <https://www.fec.gov/af/pay.shtml> 11 CFR § 111.34. Your payment of \$11,907 is due within forty (40) days of the finding, or by August 9, 2020, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$1,590,523
Number of Days Late: 16
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

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

Page 2 of 5

Review. 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 9, 2020. 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).

Please note, on June 18, 2020, the Federal Election Commission began the initial phase (Phase I) of its return to normal operations. At this stage, the agency's offices will remain closed to visitors and most of its employees will continue to telework in an effort to limit the spread of coronavirus (COVID-19). The Commission is processing some documents submitted by mail, though processing will not occur on a daily basis until the agency resumes normal mail operations. Nevertheless, a challenge to an RTB finding and/or calculated civil money penalty must be received on time. Thus, all written responses and supporting documentation should be converted to PDF (Portable Document Format) and must be emailed to administrativefines@fec.gov. The Commission encourages the use of electronic signatures on electronically submitted documents, but scanned copies of ink signatures will be accepted. Electronically submitted challenges will be deemed received on the date it is electronically received by staff.

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).

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

Page 3 of 5

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 UAW - V - CAP (UAW Voluntary Community Action Program) 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 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.

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

Page 4 of 5

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 <https://www.fec.gov/af/pay.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. 1158) or (202) 694-1158.

Sincerely,



James E. "Trey" Trainor III
Chair

ADMINISTRATIVE FINE 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 \$11,907 for the April 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. Please use the details below to complete the required fields. For additional payment options, please contact Ben Holly in the Reports Analysis

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

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Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

COMMITTEE NAME: UAW - V - CAP (UAW Voluntary Community Action Program)

FEC ID#: C00002840

AF#: 3830

PAYMENT DUE DATE: August 9, 2020

PAYMENT AMOUNT DUE: \$11,907

*Solidarity House*8000 EAST JEFFERSON AVE.
DETROIT, MICHIGAN 48214
PHONE (313) 926-5000

INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA – UAW

RORY L. GAMBLE, *PRESIDENT*RAY CURRY, *SECRETARY-TREASURER*

VICE-PRESIDENTS: TERRY DITTES • CINDY ESTRADA • GERALD KARIEM

August 5, 2020

Federal Election Commission
Office of Administrative Review
Washington, DC 20463

Re: UAW V-CAP (UAW Voluntary Community Action Program)
FEC ID#C00002840
AF#: 3830

This responds to the RTB Finding dated July 15, 2020 regarding the April Quarterly Report of Receipts and Disbursements due April 15, 2020 for the above-named committee.

On March 23, 2020, Governor Whitmer issued Executive Order 2020-21, stating that no person or entity shall operate a business or conduct operations that require workers to leave their homes or places of residence except to the extent that those workers are necessary to sustain or protect life or to conduct minimum basic operations.

On March 23, 2020, the International Union, UAW closed its offices in compliance with the Governor's order and employees began working remotely, where feasible. Due to the closure of the UAW's offices, employees did not have access to the computer with the FEC software or the servers containing the FEC data necessary to file the April Quarterly Report.

On March 23, the International Union was also notified that a staff member of the Accounting Department was experiencing symptoms consistent with COVID-19. The individual ultimately tested positive for COVID-19 on April 2. As a result of the confirmed case of COVID-19, all Accounting Department personnel were ordered to self-quarantine for 14 days. The self-quarantine was imposed through April 5, which prevented the IT staff from installing the software and providing access to the servers that was necessary to submit the quarterly report.

On Monday, April 6, the IT staff began the process of installing the FEC software and providing remote access to the file that contained the FEC data. This FEC file was placed on a server that stores the data in the cloud. However, when the data was saved to the drive that resides in the cloud, the method that FECFile uses to save appears to be very sensitive to the remote cloud drive connection, which caused the data to get corrupted while saving. As a result, we had to retrieve older versions of the data that was missing recent work, and we were required to re-enter the data that was corrupted. This data corruption occurred several times; ultimately, we were able to resolve the file corruption issue. Despite our best efforts, the report was filed late.

The inability to access our workplace where the machines and required data reside was the direct result of the Governor's executive order in response to the coronavirus pandemic. The pandemic is a national public health crisis that was unforeseen and beyond our control. Although the executive order caused by the coronavirus pandemic continued until June 1, 2020 (when offices were permitted to reopen), the UAW utilized its best efforts to remotely file the April quarterly report in a timely manner. Ultimately, the report was filed late due to the technical issues and duplicate work created by the inability to access our workplace as a result of the Governor's executive order.

This is the first civil penalty assessed by the Commission on the Committee for Good Government, and the subsequent July Quarterly Report was filed in a timely manner. As such, we respectfully request that the Commission waive or reduce the civil penalty of \$11,907.00

Sincerely,



Ray Curry
Secretary-Treasurer

RC:KG:sb
opeiu494

cc: Kim Geromin

AF383000019



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 14, 2020

REVIEWING OFFICER RECOMMENDATION OFFICE OF ADMINISTRATIVE REVIEW (“OAR”)

AF# 3830 – UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer (C00002840)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$11,907 civil money penalty.

Reason-to-Believe Background

The 2020 April Quarterly Report was due on April 15, 2020. The respondents filed the report on May 1, 2020, 16 days late. The report is not election sensitive and was filed within 30 days of the due date; therefore, the report is considered late. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On June 30, 2020, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2020 April Quarterly Report and made a preliminary determination that the civil money penalty was \$11,907 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was sent to the respondents’ email address of record from the Reports Analysis Division (“RAD”) on July 15, 2020 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 committee not authorized by a candidate shall file, in an election year, a report for the period ending March 31 no later than April 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(c)(1)(i). Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on April 15 for the April Quarterly Report 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 August 5, 2020, the Commission received the written response (“challenge”) from the Treasurer challenging the RTB finding due to impacts of COVID-19. The Treasurer explains:

On March 23, 2020, the International Union, UAW closed its offices in compliance with the Governor’s order and employees began working remotely, where feasible. Due to the closure of the UAW’s offices, employees did not have access to the computer with the FEC software or the servers containing the FEC data necessary to file the April Quarterly Report.

Further, due to a confirmed case of COVID-19 amongst its staff, Accounting Department personnel were ordered to self-quarantine through April 5, 2020. As a result, IT staff were unable to start the process of installing the FEC software and providing remote access to the FEC data file until April 6, 2020. Then, during the process of saving the FEC data file to a cloud server, the data became corrupted. The Committee had to retrieve an older version of the data file and then re-enter the recent data several times before ultimately resolving the corruption issue.

The Treasurer also states:

The inability to access our workplace where the machines and required data reside was the direct result of the Governor’s executive order in response to the coronavirus pandemic. The pandemic is a national public health crisis that was unforeseen and beyond our control. Although the executive order caused by the coronavirus pandemic continued until June 1, 2020 (when offices were permitted to reopen), the UAW utilized its best efforts to remotely file the April quarterly report in a timely manner. Ultimately, the report was filed late due to the technical issues and duplicate work created by the inability to access our workplace as a result of the Governor’s executive order.

The Treasurer concludes by stating this is the Committee’s first civil penalty, and the subsequent report was timely filed. He requests that the Commission waive or reduce the civil penalty.

Analysis

The respondents contend they used their best efforts to timely file the 2020 April Quarterly Report but were prevented from doing so due to impacts of COVID-19, which they state is a circumstance that was unforeseen and beyond the Committee’s control. Specifically, the respondents contend their inability to access their workplace, quarantine of personnel, and subsequent technical issues prevented the Committee from timely filing the report.

The Reviewing Officer acknowledges the combination of mandatory office closures and quarantine of personnel may have impacted the Committee’s normal operations, especially through April 5, 2020. The Reviewing Officer also recognizes that the technical issues that began on April 6, 2020 ultimately impacted the Committee’s ability to file the report by the April 15, 2020 filing

deadline, and these technical issues may not have occurred in the absence of the mandatory office closure.¹

In accordance with 11 C.F.R. § 111.35, 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) demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond the respondents' control. The "best efforts" defense is a two-part test: the respondents 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.

The Commission states in its *Explanation and Justification for Revised 11 CFR § 111.35(b)(3) – "Best Efforts" Defense*, 72 Fed. Reg. 14662, 14664-14666 (Mar. 29, 2007) that respondents must show

"...that the reasonably unforeseen circumstances in fact *prevented* the timely and proper filing of the required report...[T]his rule requires a strict causal relationship between the circumstances described in the challenge...and the respondent's inability to file the report timely. It is not sufficient for reasonably unforeseen circumstances to make it merely more difficult than usual for the respondent to file on time. The circumstance must cause the respondent to be *unable* to file in a timely and proper manner, despite the respondent attempting to use all available methods of filing." (emphasis included)

While the Reviewing Officer recognizes COVID-19 and its related impacts may potentially be considered a reasonably unforeseen circumstance beyond a committee's control, the respondents did not demonstrate that the unforeseen circumstances directly *prevented* the respondents from filing the report by the April 15, 2020 filing deadline. Nor did the respondents demonstrate that they filed the report no later than 24 hours after the end of a circumstance considered to be unforeseen and beyond the respondents' control. Therefore, the "best efforts" defense does not succeed. Further, unavailability of committee staff and computer/software failures are specifically included at 11 C.F.R. § 111.35(d) as examples of a circumstance that will not be considered reasonably unforeseen and beyond the respondents' control. A committee's history of compliance is also not considered. 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 \$11,907 civil money penalty.

¹ There are no Commission records that indicate the Committee contacted the FEC to report the technical issue or request technical support.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3830 involving UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3830 that UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$11,907 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 UAW - V - CAP (UAW Voluntary Community Action Program):
 - A) Non-Filer Letter, dated May 1, 2020, referencing the 2020 April Quarterly Report (sent via electronic mail to: uawvcap@uaw.net);
 - B) Reason-to-Believe Letter, dated July 15, 2020, referencing the 2020 April Quarterly Report (sent via electronic mail to: uawvcap@uaw.net and kgeromin@uaw.net).
4. I hereby certify that I have searched the Commission's public records and find that UAW - V - CAP (UAW Voluntary Community Action Program) filed the 2020 April Quarterly Report with the Commission on May 1, 2020.
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 on the 12th day of August, 2020.



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

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 committee not authorized by a candidate shall file, in an election year, a report for the quarter ending March 31 no later than April 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time April 15, 2020 for the 2020 April 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, Summary, and Detailed Summary Pages of the 2020 April Quarterly Report filed by UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer. The report includes the coverage period of January 1, 2020 through March 31, 2020 and was electronically filed on May 1, 2020.
- 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 on the 14th day of September, 2020.



Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

Image# 202005019232351909

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**FEC
FORM 3X****REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

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

12FE4M5

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

ADDRESS (number and street)

8000 EAST JEFFERSON

Check if different
than previously
reported. (ACC)

DETROIT

MI

48214

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C C00002840

3. IS THIS
REPORTNEW
(N)

OR

AMENDED
(A)

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)☐ July 31 Mid-Year
Report (Non-election
Year Only) (MY)☐ Termination Report
(TER)(b) Monthly
Report
Due On:☐ Feb 20 (M2)☐ May 20 (M5)☐ Aug 20 (M8)☐ Nov 20 (M11)
(Non-Election
Year Only)☐ Mar 20 (M3)☐ Jun 20 (M6)☐ Sep 20 (M9)☐ Dec 20 (M12)
(Non-Election
Year Only)☐ Apr 20 (M4)☐ Jul 20 (M7)☐ Oct 20 (M10)☐ Jan 31 (YE)

(c) 12-Day

PRE-Election

Report for the:

☐ Primary (12P)☐ Convention (12C)☐ General (12G)☐ Special (12S)☐ Runoff (12R)

Election on

M M M /

D D D /

Y Y Y Y Y Y Y

in the
State of

(d) 30-Day

POST-Election

Report for the:

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

Election on

M M M /

D D D /

Y Y Y Y Y Y Y

in the
State of

5. Covering Period

M M M /

D D D /

Y Y Y Y Y Y Y

through

M M M /

D D D /

Y Y Y Y Y Y Y

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

CURRY, RAYMOND, , ,

Type or Print Name of Treasurer

Signature of Treasurer

CURRY, RAYMOND, , ,

[Electronically Filed]

Date

M M M /

D D D /

Y Y Y Y Y Y Y

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**FEC FORM 3X**
Rev. 05/2016

**SUMMARY PAGE
OF RECEIPTS AND DISBURSEMENTS**

FEC Form 3X (Rev. 05/2016)

Page 2

Write or Type Committee Name

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

Report Covering the Period: From: MM / DD / YYYY 01 / 01 / 2020 To: MM / DD / YYYY 03 / 31 / 2020

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Hand January 1, 2020		17308625.47
(b) Cash on Hand at Beginning of Reporting Period.....	17308625.47	
(c) Total Receipts (from Line 19)	887232.99	887232.99
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B).....	18195858.46	18195858.46
7. Total Disbursements (from Line 31).....	703291.48	703291.48
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d)).....	17492566.98	17492566.98
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)	0.00	

☒ This committee has qualified as a multicandidate committee. (see FEC FORM 1M)**For further information contact:**Federal Election Commission
999 E Street, NW
Washington, DC 20463Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3X (Rev. 05/2016)

Page 3

Write or Type Committee Name

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM)

Report Covering the Period:

From:

M M / D D / Y Y Y Y Y
01 01 2020

To:

M M / D D / Y Y Y Y Y
03 31 2020**I. Receipts****COLUMN A**
Total This Period**COLUMN B**
Calendar Year-to-Date

11. Contributions (other than loans) From:

(a) Individuals/Persons Other

Than Political Committees

(i) Itemized (use Schedule A).....

15359.80

15359.80

(ii) Unitemized

860253.73

860253.73

(iii) TOTAL (add

Lines 11(a)(i) and (ii).....▶

875613.53

875613.53

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees

(such as PACs).....

0.00

0.00

(d) Total Contributions (add Lines

11(a)(iii), (b), and (c)) (Carry

Totals to Line 33, page 5)

875613.53

875613.53

12. Transfers From Affiliated/Other

Party Committees.....

0.00

0.00

13. All Loans Received

0.00

0.00

14. Loan Repayments Received.....

0.00

0.00

15. Offsets To Operating Expenditures

(Refunds, Rebates, etc.)

(Carry Totals to Line 37, page 5).....

0.00

0.00

16. Refunds of Contributions Made

to Federal Candidates and Other

Political Committees.....

0.00

0.00

17. Other Federal Receipts

(Dividends, Interest, etc.).....

11619.46

11619.46

18. Transfers from Non-Federal and Levin Funds

(a) Non-Federal Account

(from Schedule H3)

0.00

0.00

(b) Levin Funds (from Schedule H5)

0.00

0.00

(c) Total Transfers (add 18(a) and 18(b))..

0.00

0.00

19. Total Receipts (add Lines 11(d),
12, 13, 14, 15, 16, 17, and 18(c))

887232.99

887232.99

20. Total Federal Receipts

(subtract Line 18(c) from Line 19)

887232.99

887232.99

DETAILED SUMMARY PAGE
of Disbursements

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Page 4

II. Disbursements	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
21. Operating Expenditures:		
(a) Allocated Federal/Non-Federal Activity (from Schedule H4)		
(i) Federal Share	0.00	0.00
(ii) Non-Federal Share.....	0.00	0.00
(b) Other Federal Operating Expenditures	127071.48	127071.48
(c) Total Operating Expenditures (add 21(a)(i), (a)(ii), and (b))	127071.48	127071.48
22. Transfers to Affiliated/Other Party Committees.....	5400.00	5400.00
23. Contributions to Federal Candidates/Committees and Other Political Committees.....	265500.00	265500.00
24. Independent Expenditures (use Schedule E)	0.00	0.00
25. Coordinated Party Expenditures (52 U.S.C. § 30116(d)) (use Schedule F).....	0.00	0.00
26. Loan Repayments Made.....	0.00	0.00
27. Loans Made.....	0.00	0.00
28. Refunds of Contributions To:		
(a) Individuals/Persons Other Than Political Committees	- 80.00	- 80.00
(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 28(a), (b), and (c)).....	- 80.00	- 80.00
29. Other Disbursements (Including Non-Federal Donations).....	305400.00	305400.00
30. Federal Election Activity (52 U.S.C. § 30101(20))		
(a) Allocated Federal Election Activity (from Schedule H6)		
(i) Federal Share	0.00	0.00
(ii) "Levin" Share.....	0.00	0.00
(b) Federal Election Activity Paid Entirely With Federal Funds	0.00	0.00
(c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))	0.00	0.00
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c)) ..	703291.48	703291.48
32. Total Federal Disbursements (subtract Line 21(a)(ii) and Line 30(a)(ii) from Line 31).....	703291.48	703291.48

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3X (Rev. 05/2016)

Page 5

III. Net Contributions/ Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	875613.53	875613.53
34. Total Contribution Refunds (from Line 28(d))	- 80.00	- 80.00
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	875693.53	875693.53
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))▶	127071.48	127071.48
37. Offsets to Operating Expenditures (from Line 15, page 3).....	0.00	0.00
38. Net Operating Expenditures (subtract Line 37 from Line 36)▶	127071.48	127071.48



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 2020

Raymond Curry, in official capacity as Treasurer
UAW – V – CAP (UAW Voluntary Community Action Program)
8000 East Jefferson Street
Detroit, MI 48214

C00002840
AF#: 3830

Dear Mr. Curry:

On June 30, 2020, the Federal Election Commission (“Commission”) found reason to believe (“RTB”) that UAW – V – CAP (UAW Voluntary Community Action Program) and you, in your official capacity as Treasurer (“respondents”), violated 52 U.S.C. § 30104(a) for failing to timely file the 2020 April Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$11,907 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 and assess a civil money penalty. 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. Please note, the agency’s offices remain closed to visitors and most of its employees will continue to telework in an effort to limit the spread of coronavirus (COVID-19). The Commission is processing some documents submitted by mail, though processing will not occur on a daily basis until the agency resumes normal mail operations. Nevertheless, if you choose to submit a response to the recommendation, it must be received on time. Thus, all written responses and supporting documentation should be converted to PDF (Portable Document Format) and must be emailed to the Commission Secretary at secretary@fec.gov. The Commission encourages the use of electronic signatures on electronically submitted documents, but scanned copies of ink signatures will be accepted. Electronically submitted responses will be deemed received on the date it is electronically received by staff. 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 1158) or 202-694-1158 if you have any questions.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

RECEIVED

By Office of the Commission Secretary at 12:09 pm, Oct 30, 2020

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

October 30, 2020

MEMORANDUM

To: The Commission

Through: Alec Palmer
Staff Director *AP*

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

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3830 – UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer (C00002840)

On June 30, 2020, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2020 April Quarterly Report and made a preliminary determination that the civil money penalty was \$11,907 based on the schedule of penalties at 11 C.F.R. § 111.43.

On August 5, 2020, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated September 14, 2020 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 an \$11,907 civil money penalty.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). The respondents have since paid the recommended civil money penalty of \$11,907.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 3830 involving UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3830 that UAW - V - CAP (UAW Voluntary Community Action Program) and Raymond Curry, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess an \$11,907 civil money penalty; and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 3830
 Final Determination Recommendation:)
 UAW - V - CAP (UAW Voluntary)
 Community Action Program) and Frank)
 Stuglin, in his official capacity as)
 Treasurer (C00002840))

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission,
 having reviewed the audio recording of the executive session of the Federal Election
 Commission for July 27, 2021, do hereby certify that on July 27, 2021, the Commission decided
 by a vote of 5-1 to take the following actions in AF 3830:

1. Adopt the Reviewing Officer recommendation for AF# 3830 involving UAW – V – CAP (UAW Voluntary Community Action Program) and Frank Stuglin, in his official capacity as treasurer, in making the final determination.
2. Make a final determination in AF# 3830 that UAW – V – CAP (UAW Voluntary Community Action Program) and Frank Stuglin, in his official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess an \$11,907 civil money penalty.
3. Send the appropriate letter.

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

Attest:



Laura Sinram

Laura E. Sinram
 Acting Secretary and Clerk of the Commission

Digitally signed by Laura
 Sinram
 Date: 2021.08.10 20:47:45
 -04'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 13, 2021

Frank Stuglin, in his official capacity as Treasurer
UAW - V - CAP (UAW Voluntary Community Action Program)
8000 East Jefferson Avenue
Detroit, MI 48214

C00002840
AF# 3830

Dear Mr. Stuglin:

On June 30, 2021, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that UAW - V - CAP (UAW Voluntary Community Action Program) and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2020 April Quarterly Report. By letter dated July 15, 2020, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$11,907 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On August 5, 2020 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 UAW - V - CAP (UAW Voluntary Community Action Program) 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 \$11,907 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on September 16, 2020.

On July 27, 2021, the Commission adopted the Reviewing Officer's recommendation and made a final determination that UAW - V - CAP (UAW Voluntary Community Action Program) and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty of \$11,907. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the Final Determination Recommendation is attached.

On October 2, 2020, the Commission received your \$11,907 payment.

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

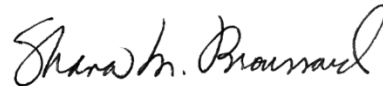
If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside.

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.

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,

A handwritten signature in black ink, appearing to read "Shana M. Broussard". The signature is fluid and cursive, with the first name "Shana" being more prominent.

Shana M. Broussard
Chair