RECEIVED
By Office of the Commission Secretary at 9:29 am, Jun 03, 2021

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

June 3, 2021

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer AP
Staff Director

FROM: Patricia C. Orrock PCO
Chief Compliance Officer

Debbie Chacona DC
Assistant Staff Director
Reports Analysis Division

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

SUBJECT: Reason To Believe Recommendation – 2021 April Quarterly Report for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2021 April Quarterly Report in accordance with 52 U.S.C. § 30104(a). The April Quarterly Report was due on April 15, 2021.

The committees listed in the attached RTB Circulation Report failed to file the 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.

6/2/2021 3:22 PM

Federal Election Commission
Reason to Believe Circulation Report
2021 APRIL QUARTERLY Not Election Sensitive 04/15/2021 H_S_P

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4203	C00723270	BRAD BARRON FOR US SENATE	STEPHEN BRADLEY BARRON	JILL M. BARRON	$128,788	0		Not Filed	$128,788 (est)	$6,735
4204	C00731141	BRIGID FOR SOUTH JERSEY	BRIGID CALLAHAN HARRISON	LIZ ROGGIO	$221,841	0		Not Filed	$221,841 (est)	$9,727
4205	C00712950	BRYAN BERGHOEF FOR CONGRESS	BRYAN BERGHOEF	AMY AUKEMA	$157,948	0		Not Filed	$157,948 (est)	$8,231
4206	C00728675	DR JAY FOR CONGRESS, INC.	JAY JALISI	JAMES C. THOMAS	$180,067	1		Not Filed	$180,067 (est)	$10,288
4207	C00717025	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	EMILY ROBINSON	$120,240	1		Not Filed	$120,240 (est)	$8,418
4208	C00721027	FOSTER FOR KANSAS	ADRIENNE FOSTER	ADRIENNE FOSTER	$113,385	0		Not Filed	$113,385 (est)	$6,735
4209	C00591537	FRIENDS FOR MIKE WEBB	MIKE WEBB	MIKE WEBB	$203,047	0		Not Filed	$203,047 (est)	$9,727
4210	C00736736	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	THOMAS COSTA	$145,106	0		Not Filed	$145,106 (est)	$6,735
4211	C00765347	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	KEVIN KITCHEN	$144,587	0		Not Filed	$144,587 (est)	$6,735
4212	C00718270	HANK GILBERT FOR CONGRESS	HANK GILBERT	PEYTON GILBERT	$212,821	0		Not Filed	$212,821 (est)	$9,727
4213	C00709006	JESSICA CISNEROS FOR CONGRESS	JESSICA CISNEROS	JESSICA CISNEROS	$506,858	0		Not Filed	$506,858 (est)	$14,216
4214	C00732875	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	JIMMY RODRIGUEZ	$614,521	0		Not Filed	$614,521 (est)	$14,966
4215	C00709758	JINEEA FOR CONGRESS	JINEEA BUTLER	ANITA MEADOR	$169,483	1		Not Filed	$169,483 (est)	$10,288
4216	C00666453	NATE MCMURRAY FOR CONGRESS	NATHAN MCMURRAY	CATHERINE M. CAMPBELL	$224,722	0		Not Filed	$224,722 (est)	$9,727
4217	C00729624	REBA FOR CONGRESS	REBA SHERRILL	BRYON FREDRICK MCCOMB	$400,168	0		Not Filed	$400,168 (est)	$13,468
4218	C00696187	WILSKE FOR CONGRESS	LARRY A. WILSKE	LARRY WILSKE	$118,544	0		Not Filed	$118,544 (est)	$6,735

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Reason To Believe Recommendation - 2021	)	
April Quarterly Report for the	)	
Administrative Fine Program:	)	
BRAD BARRON FOR US SENATE, and	)	AF# 4203
BARRON, JILL M BARRON as treasurer;	)	
BRIGID FOR SOUTH JERSEY, and	)	AF# 4204
ROGGIO, LIZ as treasurer;	)	
BRYAN BERGHOEF FOR CONGRESS,	)	AF# 4205
and AUKEMA, AMY as treasurer;	)	
DR JAY FOR CONGRESS, INC., and	)	AF# 4206
THOMAS, JAMES C as treasurer;	)	
EMILY ROBINSON FOR CONGRESS,	)	AF# 4207
and ROBINSON, EMILY as treasurer;	)	
FOSTER FOR KANSAS, and FOSTER,	)	AF# 4208
ADRIENNE as treasurer;	)	
FRIENDS FOR MIKE WEBB, and WEBB,	)	AF# 4209
MAJOR MIKE MR. as treasurer;	)	
GEORGE MITRIS FOR CONGRESS, and	)	AF# 4210
COSTA, THOMAS MR. as treasurer;	)	
GREG LIRETTE FOR CONGRESS, and	)	AF# 4211
KITCHEN, KEVIN as treasurer;	)	
HANK GILBERT FOR CONGRESS, and	)	AF# 4212
GILBERT, PEYTON as treasurer;	)	
JESSICA CISNEROS FOR CONGRESS,	)	AF# 4213
and CISNEROS, JESSICA as treasurer;	)	
JIMMY RODRIGUEZ FOR CONGRESS,	)	AF# 4214
and RODRIGUEZ, JIMMY as treasurer;	)	
JINEEA FOR CONGRESS, and MEADOR,	)	AF# 4215
ANITA as treasurer;	)	
NATE MCMURRAY FOR CONGRESS,	)	AF# 4216
and CAMPBELL, CATHERINE M. as	)	
treasurer;	)	
REBA FOR CONGRESS, and MCCOMB,	)	AF# 4217
BRYON FREDRICK as treasurer;	)	
WILSKE FOR CONGRESS, and WILSKE,	)	AF# 4218
LARRY as treasurer;	)	

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on June 06, 2021 the Commission took the following actions on the Reason To Believe Recommendation - 2021 April Quarterly Report for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated June 03, 2021, on the following committees:

AF#4203 Decided by a vote of 6-0 to: (1) find reason to believe that BRAD BARRON FOR US SENATE, and BARRON, JILL M BARRON 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4204 Decided by a vote of 6-0 to: (1) find reason to believe that BRIGID FOR SOUTH JERSEY, and ROGGIO, LIZ 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4205 Decided by a vote of 6-0 to: (1) find reason to believe that BRYAN BERGHOEF FOR CONGRESS, and AUKEMA, AMY 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4206 Decided by a vote of 6-0 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4207 Decided by a vote of 6-0 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4208 Decided by a vote of 6-0 to: (1) find reason to believe that FOSTER FOR KANSAS, and FOSTER, ADRIENNE 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4209 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS FOR MIKE WEBB, and WEBB, MAJOR MIKE 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4210 Decided by a vote of 6-0 to: (1) find reason to believe that GEORGE MITRIS FOR CONGRESS, and COSTA, THOMAS 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4211 Decided by a vote of 6-0 to: (1) find reason to believe that GREG LIRETTE FOR CONGRESS, and KITCHEN, KEVIN 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4212 Decided by a vote of 6-0 to: (1) find reason to believe that HANK GILBERT FOR CONGRESS, and GILBERT, PEYTON 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4213 Decided by a vote of 6-0 to: (1) find reason to believe that JESSICA CISNEROS FOR CONGRESS, and CISNEROS, JESSICA 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4214 Decided by a vote of 6-0 to: (1) find reason to believe that JIMMY RODRIGUEZ FOR CONGRESS, and RODRIGUEZ, JIMMY 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4215 Decided by a vote of 6-0 to: (1) find reason to believe that JINEEA FOR CONGRESS, and MEADOR, ANITA 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4216 Decided by a vote of 6-0 to: (1) find reason to believe that NATE MCMURRAY FOR CONGRESS, and CAMPBELL, CATHERINE M. 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4217 Decided by a vote of 6-0 to: (1) find reason to believe that REBA FOR CONGRESS, and MCCOMB, BRYON FREDRICK 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4218 Decided by a vote of 6-0 to: (1) find reason to believe that WILSKE FOR CONGRESS, and WILSKE, LARRY 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 Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

June 7, 2021
Date

Attest:

Laura Sinram Digitally signed by Laura Sinram
Date: 2021.06.07 19:41:16 -04'00'

Laura E. Sinram
Acting Secretary and Clerk of the Commission

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

June 9, 2021

Peyton Gilbert, in official capacity as Treasurer
Hank Gilbert for Congress
P.O. Box 130233
Tyler, TX 75713

C00718270
AF#: 4212

Dear Ms. Gilbert,

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, 2021 through March 31, 2021, shall be filed no later than April 15, 2021. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On June 6, 2021, the FEC found that there is reason to believe ("RTB") that Hank Gilbert for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before April 15, 2021. 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 $9,727. 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 $9,727 is due within forty (40) days of the finding, or by July 16, 2021, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: $212,821
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 0

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

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review. 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 July 16, 2021. 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, the Federal Election Commission's office remains closed to visitors and most of its employees are continuing 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 daily 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). For a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. Id. Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

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

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Hank Gilbert for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 et seq. The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

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

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will

be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at 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.

On behalf of the Commission,

Shana M. Broussard
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 $9,727 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 Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

COMMITTEE NAME: Hank Gilbert for Congress

FEC ID#: C00718270

AF#: 4212

PAYMENT DUE DATE: July 16, 2021

PAYMENT AMOUNT DUE: $9,727

AF421200013

RECEIVED
By Office of the Commission Secretary at 11:23 am, Feb 14, 2022

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

February 14, 2022

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer
Staff Director AP

FROM: Patricia C. Orrock PCO
Chief Compliance Officer

Debbie Chacona DC
Assistant Staff Director
Reports Analysis Division

BY: Kristin D. Roser KDR/Jamie Sikorsky JLS
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the 2021 April Quarterly Report

Attached is a list of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2021 April Quarterly Report. The committees have not paid the civil money penalty requested at RTB and have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

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

For your information, nine (9) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. An overview of these cases has been provided below.

Brigid for South Jersey (AF 4204) filed the 2021 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of $630 (previously estimated to be $221,841), thus the fine would be lowered from $9,727 to $351.

Bryan Berghoef for Congress (AF 4205) disclosed no activity after the RTB finding (previously estimated to be $157,948), which would result in no civil money penalty (fine previously assessed to be $8,231).

Dr Jay for Congress, Inc. (AF 4206) disclosed no activity after the RTB finding (previously estimated to be $180,067), which would result in no civil money penalty (fine previously assessed to be $10,288).

Foster for Kansas (AF 4208) filed a 2021 Termination Report with coverage dates including the April Quarterly period after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of $2,972 (previously estimated to be $113,385), thus the fine would be lowered from $6,735 to $351.

Hank Gilbert for Congress (AF 4212) filed the 2021 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of $24,264 (previously estimated to be $212,821), thus the fine would be lowered from $9,727 to $704.

Jessica Cisneros for Congress (AF 4213) filed the 2021 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of $1,874 (previously estimated to be $506,858), thus the fine would be lowered from $14,216 to $351.

Jineea for Congress (AF 4215) disclosed no activity after the RTB finding (previously estimated to be $169,483), which would result in no civil money penalty (fine previously assessed to be $10,288).

Nate McMurray for Congress (AF 4216) filed the 2021 April Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of $7,925 (previously estimated to be $224,722), thus the fine would be lowered from $9,727 to $422.

Wilske for Congress (AF 4218) disclosed no activity after the RTB finding (previously estimated to be $118,544), which would result in no civil money penalty (fine previously assessed to be $6,735).

For your information, two (2) committees disclosed a change in treasurer after the RTB finding. An overview of this case has been provided below.

Brigid for South Jersey (AF 4204) filed an Amended Statement of Organization after the RTB finding designating Brigid Callahan Harrison as Treasurer.

Jessica Cisneros for Congress (AF 4213) filed an Amended Statement of Organization after the RTB finding designating Edward Hanlon as Treasurer.

RAD Recommendation

(1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.

(2) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports with no activity, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty.

(3) Send the appropriate letters.

2/14/2022 8:45 AM

Federal Election Commission
FD Circulation Report Fine Not Paid
2021 APRIL QUARTERLY Not Election Sensitive 04/15/2021 H_S_P

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
4203	BRAD BARRON FOR US SENATE	STEPHEN BRADLEY BARRON	C00723270	JILL M. BARRON		Not Filed	$128,788 (est)	0	6/6/2021	$6,735	253	$6,735
4204	BRIGID FOR SOUTH JERSEY	BRIGID CALLAHAN HARRISON	C00731141	BRIGID CALLAHAN HARRISON		***Not Filed	$630	0	6/6/2021	$9,727	253	$351
4205	BRYAN BERGHOEF FOR CONGRESS	BRYAN BERGHOEF	C00712950	AMY AUKEMA		**Not Filed	$0	0	6/6/2021	$8,231	253	NONE
4206	DR JAY FOR CONGRESS, INC.	JAY JALISI	C00728675	JAMES C. THOMAS	7/11/2021	*Not Filed	$0	1	6/6/2021	$10,288	253	NONE
4207	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	C00717025	EMILY ROBINSON		Not Filed	$120,240 (est)	1	6/6/2021	$8,418	253	$8,418
4208	FOSTER FOR KANSAS	ADRIENNE FOSTER	C00721027	ADRIENNE FOSTER	12/13/2021	*Not Filed	$2,972	0	6/6/2021	$6,735	253	$351
4209	FRIENDS FOR MIKE WEBB	MIKE WEBB	C00591537	MIKE WEBB		Not Filed	$203,047 (est)	0	6/6/2021	$9,727	253	$9,727
4210	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	C00736736	THOMAS COSTA		Not Filed	$145,106 (est)	0	6/6/2021	$6,735	253	$6,735
4211	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	C00765347	KEVIN KITCHEN		Not Filed	$144,587 (est)	0	6/6/2021	$6,735	253	$6,735
4212	HANK GILBERT FOR CONGRESS	HANK GILBERT	C00718270	PEYTON GILBERT	12/8/2021	*Not Filed	$24,264	0	6/6/2021	$9,727	253	$704
4213	JESSICA CISNEROS FOR CONGRESS	JESSICA CISNEROS	C00709006	EDWARD HANLON	7/14/2021	*Not Filed	$1,874	0	6/6/2021	$14,216	253	$351
4214	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	C00732875	JIMMY RODRIGUEZ		Not Filed	$614,521 (est)	0	6/6/2021	$14,966	253	$14,966
4215	JINEEA FOR CONGRESS	JINEEA BUTLER	C00709758	ANITA MEADOR		**Not Filed	$0	1	6/6/2021	$10,288	253	NONE
4216	NATE MCMURRAY FOR CONGRESS	NATHAN MCMURRAY	C00666453	CATHERINE M. CAMPBELL	7/14/2021	*Not Filed	$7,925	0	6/6/2021	$9,727	253	$422
4217	REBA FOR CONGRESS	REBA SHERRILL	C00729624	BRYON FREDRICK MCCOMB		Not Filed	$400,168 (est)	0	6/6/2021	$13,468	253	$13,468
4218	WILSKE FOR CONGRESS	LARRY A. WILSKE	C00696187	LARRY WILSKE		**Not Filed	$0	0	6/6/2021	$6,735	253	NONE

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

** The committee filed a Form 99 (Miscellaneous Text Document) disclosing no activity for the 2021 April Quarterly reporting period.

*** Per CFR § 104.18, this committee is required to file electronic reports. The committee filed the 2021 April Quarterly Report on paper; therefore, the report is considered not filed. Although not considered an acceptable filing, the financial activity on the paper report was used to calculate the committee's level of activity for the reporting period.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Administrative Fine Program – Final	)	
Determination Recommendation for the	)	
2021 April Quarterly:	)	
BRAD BARRON FOR US SENATE, and	)	AF# 4203
BARRON, JILL M as treasurer;	)	
BRIGID FOR SOUTH JERSEY, and	)	AF# 4204
HARRISON, BRIGID CALLAHAN as	)	
treasurer;	)	
BRYAN BERGHOEF FOR CONGRESS,	)	AF# 4205
and AUKEMA, AMY as treasurer;	)	
DR JAY FOR CONGRESS, INC., and	)	AF# 4206
THOMAS, JAMES C as treasurer;	)	
EMILY ROBINSON FOR CONGRESS,	)	AF# 4207
and ROBINSON, EMILY as treasurer;	)	
FOSTER FOR KANSAS, and FOSTER,	)	AF# 4208
ADRIENNE as treasurer;	)	
FRIENDS FOR MIKE and WEBB, MIKE	)	AF# 4209
as treasurer;	)	
GEORGE MITRIS FOR CONGRESS, and	)	AF# 4210
COSTA, THOMAS as treasurer;	)	
GREG LIRETTE FOR CONGRESS, and	)	AF# 4211
KITCHEN, KEVIN as treasurer;	)	
HANK GILBERT FOR CONGRESS, and	)	AF# 4212
GILBERT, PEYTON as treasurer;	)	
JESSICA CISNEROS FOR CONGRESS,	)	AF# 4213
and HANLON, EDWARD as treasurer;	)	
JIMMY RODRIGUEZ FOR CONGRESS,	)	AF# 4214
and RODRIGUEZ, JIMMY as treasurer;	)	
JINEEA FOR CONGRESS, and MEADOR,	)	AF# 4215
ANITA as treasurer;	)	
NATE MCMURRAY FOR CONGRESS,	)	AF# 4216
and CAMPBELL, CATHERINE M. as	)	
treasurer;	)	
REBA FOR CONGRESS, and MCCOMB,	)	AF# 4217
BRYON FREDRICK as treasurer;	)	
WILSKE FOR CONGRESS, and WILSKE,		AF# 4218
LARRY as treasurer;		

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 16, 2022 the Commission took the following actions on the Administrative Fine Program – Final Determination Recommendation for the 2021 April Quarterly Report, as recommended in the Reports Analysis Division's Memorandum dated February 14, 2022, on the following committees:

AF#4203 Decided by a vote of 5-0 to: (1) make a final determination that BRAD BARRON FOR US SENATE, and BARRON, JILL M in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4204 Decided by a vote of 5-0 to: (1) make a final determination that BRIGID FOR SOUTH JERSEY, and HARRISON, BRIGID CALLAHAN in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4205 Decided by a vote of 5-0 to: (1) make a final determination that BRYAN BERGHOEF FOR CONGRESS, and AUKEMA, AMY in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4206 Decided by a vote of 5-0 to: (1) make a final determination that DR JAY FOR CONGRESS, INC., and THOMAS, JAMES C in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4207 Decided by a vote of 5-0 to: (1) make a final determination that EMILY ROBINSON FOR CONGRESS, and ROBINSON, EMILY in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so

indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4208 Decided by a vote of 5-0 to: (1) make a final determination that FOSTER FOR KANSAS, and FOSTER, ADRIENNE in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4209 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS FOR MIKE WEBB, and WEBB, MIKE in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4210 Decided by a vote of 5-0 to: (1) make a final determination that GEORGE MITRIS FOR CONGRESS, and COSTA, THOMAS in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4211 Decided by a vote of 5-0 to: (1) make a final determination that GREG LIRETTE FOR CONGRESS, and KITCHEN, KEVIN in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4212 Decided by a vote of 5-0 to: (1) make a final determination that HANK GILBERT FOR CONGRESS, and GILBERT, PEYTON in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4213 Decided by a vote of 5-0 to: (1) make a final determination that JESSICA CISNEROS FOR CONGRESS, and HANLON, EDWARD in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4214 Decided by a vote of 5-0 to: (1) make a final determination that JIMMY RODRIGUEZ FOR CONGRESS, and RODRIGUEZ, JIMMY in their official capacity

as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4215 Decided by a vote of 5-0 to: (1) make a final determination that JINEEA FOR CONGRESS, and MEADOR, ANITA in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4216 Decided by a vote of 5-0 to: (1) make a final determination that NATE MCMURRAY FOR CONGRESS, and CAMPBELL, CATHERINE M. in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4217 Decided by a vote of 5-0 to: (1) make a final determination that REBA FOR CONGRESS, and MCCOMB, BRYON FREDRICK in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

AF#4218 Decided by a vote of 5-0 to: (1) make a final determination that WILSKE FOR CONGRESS, and WILSKE, LARRY in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and will not be assessed a civil money penalty; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Trainor, Walther, and Weintraub voted affirmatively for the decision. Commissioner Dickerson did not vote.

February 18, 2022
Date

Attest:

Laura e Sinram

Digitally signed by Laura e Sinram
Date: 2022.02.18 14:47:25 -05'00'

Laura E. Sinram
Acting Secretary and Clerk of the Commission

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

February 24, 2022

Peyton Gilbert, in official capacity as Treasurer
Hank Gilbert for Congress
P.O. Box 130233
Tyler, TX 75713

C00718270
AF#: 4212

Dear Mr. Gilbert,

On June 6, 2021, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Hank Gilbert for Congress and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2021 April Quarterly Report. By letter dated June 9, 2021, the Commission notified you of the RTB finding and the preliminary civil money penalty calculated at the RTB stage to be $9,727, in accordance with the schedule of penalties at 11 C.F.R. § 111.43. Within forty (40) days of the FEC's RTB finding, you, in your official capacity as treasurer, were required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. Since that time, the amount of the civil money penalty has been changed to reflect the actual level of activity of the 2021 April Quarterly Report. The FEC made a final determination on February 16, 2022 that Hank Gilbert for Congress 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 $704, in accordance with 11 C.F.R. § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: $24,264
Number of Days Late: Not Filed (reports not filed within thirty (30) days of the due date are considered not filed for the purposes of calculating the penalty)
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 Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within thirty (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 respondent's right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 C.F.R. § 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 thirty (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 five (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 thirty (30) days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Ben Holly at Federal Election Commission, 1050 First St., NE, Washington, DC 20002, or our toll-free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,

Allen J. Dickerson
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is $704 for the 2021 April Quarterly Report. The payment is due within 30 days of receipt of this letter.

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

COMMITTEE NAME: Hank Gilbert for Congress

FEC ID#: C00718270

REPORT: April Quarterly

AF#: 4212

PAYMENT AMOUNT DUE: $704