

RECEIVED

By Office of the Commission Secretary at 10:35 am, Aug 16, 2021



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

August 16, 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*
Compliance Branch

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

Attached is the name of a principal campaign committee that has failed to file 48-hour notices with the Commission for contributions of \$1,000.00 or more received from the close of books for the New Jersey 12-Day Pre-Primary Report up to 48 hours before the July 7, 2020 Primary Election¹ in accordance with 52 U.S.C. § 30104(a) and 11 CFR. § 104.5(f). The committee, BECCHI FOR CONGRESS, represents a candidate who lost the 2020 General Election. The committee is being referred for failing to file 48-hour notices for contributions totaling \$26,758.73.

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

¹ On 4/8/2020, the New Jersey Governor changed the congressional primary election date from 6/02/2020 to 7/07/2020 due to the COVID-19 pandemic. This caused the 48-Hour Notice period to span both the 2020 July and October Quarterly Reports.

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

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

Recommendation

1. Find reason to believe that BECCHI FOR CONGRESS and David Steiner, in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$2,826 be assessed.
2. Send the appropriate letter.

Attachments

Contributions for Which a 48-Hour Notice Was Not Received**AF 4225****Committee ID: C00711572****Committee Name: BECCHI FOR CONGRESS****Report Type: July Quarterly Report (6/18/2020 – 6/30/2020)****October Quarterly Report (7/1/2020 – 9/30/2020)****48-Hour Reporting Period: 6/18/2020 – 7/04/2020**

CONTRIBUTOR	DATE	AMOUNT
BARRY JACKSON	6/29/2020	\$1,000.00
700 MOUNTAIN WAY, LLC ²	6/30/2020	\$1,000.00
ROSEMARY BECCHI	6/30/2020	\$2,920.82
ROSEMARY BECCHI	6/30/2020	\$1,884.80
ROSEMARY BECCHI	6/30/2020	\$1,344.24
ROSEMARY BECCHI	6/30/2020	\$1,275.00
ROSEMARY BECCHI	6/30/2020	\$1,169.42
ROSEMARY BECCHI	6/30/2020	\$1,139.45
STEPHAN BRUFFETT	6/30/2020	\$1,000.00
LISA M DELANO	6/30/2020	\$2,800.00
GLENMONT COMMONS DEVELOPERS, LLC ³	6/30/2020	\$1,000.00
REPUBLICAN MAINSTREET PARTNERSHIP PAC	6/30/2020	\$5,000.00
JEFFREY VANDERBEEK	6/30/2020	\$1,000.00
BARBARA VARTANIAN	6/30/2020	\$1,425.00
STEVEN VARTANIAN	6/30/2020	\$2,800.00
	TOTAL	\$26,758.73

Proposed Civil Money Penalty: \$2,826 ((1 Notice Not Filed at \$151 each) + (10% of the Overall Contributions Not Reported))

² This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

³ This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

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

8/13/2021 2:32 PM

AF#	Committee ID	Committee Name	State	Election	Candidate Name	Treasurer	Prev Violations	Notices Not Filed	LOA	Penalty
4225	C00711572	BECCHI FOR CONGRESS	NJ	2020	ROSEMARY BECCHI	DAVID STEINER	0	1	\$26,758.73	\$2,826

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 4225
 Reason to Believe Recommendation -)
 Failure to File 48-Hour Notices under the)
 Administrative Fine Program: Becchi for)
 Congress and David Steiner, in their)
 official capacity as treasurer)

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 18, 2021, the Commission decided by a vote of 6-0 to take the following actions in AF 4225:

1. Find reason to believe that BECCHI FOR CONGRESS and David Steiner, in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that a civil money penalty of \$2,826 be assessed.
2. Send the appropriate letter.

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

Attest:

**Laura e
Sinram**

Digitally signed by
Laura e Sinram
Date: 2021.08.19
20:10:06 -04'00'



Laura E. Sinram
Acting Secretary and Clerk of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

August 24, 2021

David Steiner, in their official capacity as Treasurer
BECCHI FOR CONGRESS
P.O. Box 32
Morristown, NJ 07963

C00711572

AF#: 4225

Dear Mr. Steiner,

The Federal Election Campaign Act of 1971, as amended, 52 U.S.C. § 30101, et seq. ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing the Federal Election Commission ("FEC") and the Secretary of State, as appropriate, of any contribution of \$1,000 or more, received by any authorized committee of the candidate after the 20th day, but more than 48 hours before, any election. 52 U.S.C. § 30104(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. Id. These notification requirements are in addition to all other reporting requirements. 52 U.S.C. § 30104(a). Our records indicate that BECCHI FOR CONGRESS did not submit 48-Hour Notices for contributions of \$1,000 or more, received between June 18, 2020 and July 4, 2020, totaling \$26,758.73, as required by 52 U.S.C. § 30104(a)(6)(A). Attachment 1.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On August 18, 2021, the FEC found that there is Reason to Believe ("RTB") that BECCHI FOR CONGRESS and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file the 48-Hour Notices. Based on the FEC's schedule of civil money penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at the RTB stage is \$2,826. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 2. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. The amount of the civil money penalty is \$151 for each non-filed notice plus 10 percent of the dollar amount of the contributions not timely reported. The civil money penalty increases by 25 percent for each prior violation. Send your payment of \$2,826 within forty (40) days of the finding, or by September 27, 2021.

BECCHI FOR CONGRESS

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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 September 27, 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

BECCHI FOR CONGRESS

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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 BECCHI 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 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

BECCHI FOR CONGRESS

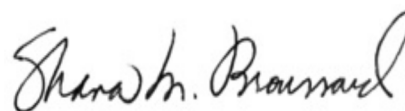
Page 4 of 5

correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

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

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Jacqueline Gausepohl 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 § 111.44, the amount of your civil money penalty calculated at RTB is \$2,826 for the 2020 New Jersey Primary Election 48-Hour Notification Report.

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

BECCHI FOR CONGRESS

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Fine Program Payment form. Please use the details below to complete the required fields. For additional payment options, please contact Jacqueline Gausepohl in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

COMMITTEE NAME: BECCHI FOR CONGRESS

FEC ID#: C00711572

AF#: 4225

PAYMENT DUE DATE: September 27, 2021

PAYMENT AMOUNT DUE: \$2,826

Contributions for Which a 48-Hour Notice Was Not Received**AF 4225****Committee ID: C00711572****Committee Name: BECCHI FOR CONGRESS****Report Type: July Quarterly Report (6/18/2020 – 06/30/2020)****October Quarterly Report (7/1/2020 – 9/30/2020)****48-Hour Reporting Period: 6/18/2020 – 7/04/2020**

CONTRIBUTOR	DATE	AMOUNT
BARRY JACKSON	6/29/2020	\$1,000.00
700 MOUNTAIN WAY, LLC ²	6/30/2020	\$1,000.00
ROSEMARY BECCHI	6/30/2020	\$2,920.82
ROSEMARY BECCHI	6/30/2020	\$1,884.80
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LISA M DELANO	6/30/2020	\$2,800.00
GLENMONT COMMONS DEVELOPERS, LLC ³	6/30/2020	\$1,000.00
REPUBLICAN MAINSTREET PARTNERSHIP PAC	6/30/2020	\$5,000.00
JEFFREY VANDERBEEK	6/30/2020	\$1,000.00
BARBARA VARTANIAN	6/30/2020	\$1,425.00
STEVEN VARTANIAN	6/30/2020	\$2,800.00
TOTAL		\$26,758.73

Proposed Civil Money Penalty: \$2,826 ((1 Notice Not Filed at \$151 each) + (10% of the Overall Contributions Not Reported))

² This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

³ This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

From: [Thomas Datwyler](#)
To: [FEC Administrative Fines](#)
Subject: Challenge to Fine
Date: Wednesday, September 1, 2021 8:52:16 PM
Attachments: [Administrative Fines Notification C00711572.pdf](#)
[Q2 InKinds.070220.xlsx](#)

Hello,

We would like to challenge the administrative fine attached.

The 48-hour reporting amounts totaling \$9,733.73 from the candidate Rosemary Becchi on 6.30.2020 were all under the \$1,000 threshold individually.

We believe the fine should really be based on a total of \$17,025.00 in missing 48-hour notice reports.

Attached is a list of the in-kind contributions from the candidate. The amounts that were reported were lumped together on the FEC report based on what type of expense it was/the reporting description of the expense.

Please let me know if you have any additional questions. I look forward to hearing from you.

Thanks,
Tom

Date	Vendor	Payment Method	Amount
4/15/00	Shop Rite	Credit Card***000	\$ 292.00
4/2/20	Zoom	Credit Card***000	\$ 61.91
4/2/20	Google Suite	Credit Card***000	\$ 155.56
4/9/20	Staples	Credit Card ***8429	\$ 23.43
4/11/20	Constant Contact	Credit Card***000	\$ 70.00
4/17/20	Staples	Credit Card***000	\$ 102.00
4/17/20	Amazon	Credit Card***000	\$ 42.64
4/17/20	Idonate	Credit Card***000	\$ 150.00
4/20/20	Zoom	Credit Card***000	\$ 165.26
4/22/20	Target	Credit Card ***8429	\$ 23.99
4/22/20	Amazon	Credit Card***000	\$ 39.99
4/23/20	Home Depot	Credit Card ***8429	\$ 8.50
4/24/20	Sling	Credit Card ***000	\$ 35.00
4/29/20	US Postal Service	Credit Card ***8429	\$ 4.38
4/30/20	Amazon	Credit Card***000	\$ 90.15
5/1/20	Google Suite	Credit Card***000	\$ 178.00
5/4/20	Idonate	Credit Card***000	\$ 125.00
5/5/20	Amazon	Credit Card***000	\$ 47.97
5/5/20	Optimum	Credit Card ***000	\$ 355.44
5/6/20	Walmart	Credit Card ***000	\$ 37.58
5/6/20	USPS	Credit Card***000	\$ 175.00
5/7/20	Halo Branded Solutions	Credit Card***2064	\$ 521.64
5/9/20	PJ Leonard	Check	\$ 140.00
5/11/20	Constant Contact	Credit Card***000	\$ 70.00
5/11/20	USPS	Credit Card***000	\$ 182.75
5/15/20	Optimum	Credit Card ***000	\$ 177.72
5/18/20	Walmart	Credit Card ***000	\$ 73.38
5/18/20	Amazon	Credit Card***000	\$ 21.17
5/19/20	US Postal Service	Credit Card ***000	\$ 186.00
5/20/20	Total Wine	Credit Card ***000	\$ 153.77
5/20/20	Zoom	Credit Card***000	\$ 165.26
5/20/20	Lake Ventures	Check	\$ 450.00
5/21/20	Walmart	Credit Card ***000	\$ 36.12
5/21/20	US Postal Service	Credit Card ***000	\$ 66.00
5/21/20	Walmart	Credit Card ***000	\$ 36.12
5/21/20	USPS	Credit Card***000	\$ 66.00
5/22/20	Total Wine	Credit Card***000	\$ 216.05
5/22/20	Amazon	Credit Card***000	\$ 442.02
5/24/20	Sling	Credit Card ***000	\$ 35.00
5/25/20	Amazon	Credit Card***000	\$ 22.38
5/29/20	Microsoft Office	Credit Card ***000	\$ 74.63
5/29/20	US Postal Service	Credit Card ***000	\$ 55.00
5/29/20	Amazon	Credit Card***000	\$ 20.99
5/31/20	Google	Credit Card***000	\$ 243.97
6/1/20	Laker Ventures	Check	\$ 450.00
6/2/20	Hanover Wine	Credit Card***000	\$ 34.10
6/5/20	Amazon	Credit Card***000	\$ 569.10
6/5/20	Staples	Credit Card***000	\$ 22.54
6/5/20	East Coast Media	Check	\$ 18.51
6/11/20	Constant Contact	Credit Card***000	\$ 95.00
6/11/20	WB Mason	Credit Card***000	\$ 442.46
6/12/20	Walmart	Credit Card ***000	\$ 58.26
6/12/20	Walmart	Credit Card ***000	\$ 11.94
6/12/20	US Postal Service	Credit Card ***000	\$ 193.29
6/16/20	WB Mason	Credit Card ***000	\$ 10.12
6/16/20	Mendham Township-Donation	Credit Card ***000	\$ 125.00
6/17/20	Gem Enterprises	Credit Card ***000	\$ 145.00
6/17/20	Gem Enterprises	Credit Card ***000	\$ 145.00
6/17/20	Amazon	Credit Card	\$ 24.68
6/17/20	AllMedia Consultants, LLC	Credit Card ***9591	\$ 266.56
6/17/20	May-Pan Moving, Inc.	CHECK	\$ 400.00
6/17/20	Acme	Reimbursed Christina check	\$ 2.69
6/17/20	Dunkin Donuts	Reimburse Christina check	\$ 22.63
6/18/20	Target	Credit Card ***8429	\$ 13.40
6/18/20	US Postal Service	Credit Card ***000	\$ 166.18
6/19/20	Target	Credit Card ***000	\$ 61.16
6/19/20	Shop Rite Liquors	Credit Card ***000	\$ 27.71
6/19/20	Target	Credit Card ***000	\$ 61.16
6/19/20	Amazon	Credit Card***000	\$ 23.15
6/20/20	Uber Eats	Credit Card ***000	\$ 13.93
6/20/20	Vitale's	Credit Card ***000	\$ 84.91
6/20/20	Zoom	Credit Card ***000	\$ 165.26
6/20/20	Eli's Bagels	Credit Card ***000	\$ 26.15
6/20/20	Hapgoods	Credit Card ***000	\$ 78.57
6/20/20	Uber Eats	Credit Card ***000	\$ 34.27
6/20/20	Hanover Wine	Credit Card ***000	\$ 42.07
6/20/20	Starbucks	Credit Card ***000	\$ 23.35
6/21/20	Wawa Gasoline	Check-Reimburse Mike Medina	\$ 24.96
6/22/20	Chopt Salads	Check-Reimburse Mike Medina	\$ 11.72
6/25/20	Wegmans	Credit Card ***000	\$ 33.98
6/25/20	Hanover Wine	Credit Card***000	\$ 4.25
6/25/20	USPS	Credit Card ***000	\$ 12.35
6/29/20	WB Mason	Credit Card***000	\$ 32.04
6/30/20	Shop Rite	Credit Card ***8429	\$ 43.37
6/30/20	Shop Rite Liquors	Credit Card ***8429	\$ 36.78
6/30/20	UPS Store	Credit Card ***000	\$ 36.36



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 21, 2021

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

AF# 4225 – Becchi for Congress and David Steiner, in their official capacity as Treasurer (C00711572)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty.

Reason-to-Believe Background

In connection with the 2020 New Jersey Primary Election held on July 7, 2020, the respondents were required to file 48-Hour Notices for contributions of \$1,000 or more received between June 18, 2020 and July 4, 2020. On August 18, 2021, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for fifteen (15) contributions totaling \$26,758.73 and made a preliminary determination that the civil money penalty was \$2,826 based on the schedule of penalties at 11 C.F.R. § 111.44. A letter was e-mailed to the respondents' e-mail address of record from the Reports Analysis Division ("RAD") on August 24, 2021 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") requires that the principal campaign committee of a candidate notify the Commission, in writing, of any contribution of \$1,000 or more received after the 20th day but more than 48 hours before an election. The principal campaign committee must notify the Commission within 48 hours of receipt of the contribution. The 48-hour notification shall be in addition to all other reporting requirements under the Act. 52 U.S.C. § 30104(a)(6)(A) and 11 C.F.R. § 104.5(f). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On September 1, 2021, the Commission received the written response (“challenge”) from the Committee. The Committee acknowledges that it failed to file 48-Hour Notices for contributions totaling \$17,025. However, the Committee states that the \$9,733.73 in contributions from the Candidate on June 30, 2020 were individually below the \$1,000 48-Hour Notice threshold. The Committee further explains that these in-kind contributions from the Candidate were reported as lump sums based on the type of expense. The Committee provided a spreadsheet detailing the individual transactions totaling \$9,733.73.

Analysis

At the time of RTB, the Commission calculated the civil money penalty based on the Committee’s failure to file 48-Hour Notices for fifteen (15) contributions totaling \$26,758.73. After receiving the challenge, the Reviewing Officer requested the Committee correct the public record to accurately itemize the six (6) in-kind contributions from the Candidate totaling \$9,733.73. On September 19, 2021, the Committee filed an FEC Form 99 (Miscellaneous Electronic Submission)¹ to provide the detailed itemization of the contributions totaling \$9,733.73. The Reviewing Officer confirms that the eighty-six (86) individual contributions totaling \$9,733.73 are all below the \$1,000 threshold which triggers the 48-Hour Notice requirement.² 52 U.S.C. § 30104(a)(6)(A) and 11 C.F.R. § 104.5(f).

The Reviewing Officer confirms that \$9,733.73 should be removed from the calculation of the civil money penalty. The Committee still failed to timely file 48-Hour Notices for nine (9) contributions totaling \$17,025. The civil money penalty calculation for 48-Hour Notices is contained at 11 C.F.R. § 111.44. The calculation is \$151 plus 10% of the amount of the contributions not reported on *each* 48-Hour Notice, plus 25% for each previous violation. The number of missing notices should be calculated by determining the minimum number of notices the Committee could have filed to cover the contributions in question. The minimum number of 48-Hour Notices the Committee could have filed to cover the contributions in question equals one (1). Thus, the amount of the civil money penalty is [(\$151 x 1 missing notice) + (.10 x \$17,025 in total contributions)] or \$1,853.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4225 involving Becchi for Congress and David Steiner, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4225 that Becchi for Congress and David Steiner, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty (reduced from the RTB civil money penalty of \$2,826); and
3. Send the appropriate letter.

¹ <https://docquery.fec.gov/pdf/994/202109199466732994/202109199466732994.pdf>

² In addition, 63 of the contributions, totaling \$8,676.65, were received prior to the 48-Hour Notice period of 6/18/20 – 7/4/20.

Attachments

Attachment 1 –

Attachment 2 – OAR’s Chart of Contributions for Which a 48-Hour Notice Was Not Received

Attachment 3 – Declaration from RAD

Attachment 4 – Declaration from OAR

OAR's Chart of Contributions for Which a 48-Hour Notice Was Not Received

CONTRIBUTIONS INCLUDED IN RTB FINDING			COMMITTEE'S RESPONSE	OAR FD RECOMMENDATION	
CONTRIBUTOR	RECEIPT DATE	AMOUNT		ACTION	VIOLATION AMOUNT
BARRY JACKSON	6/29/2020	\$1,000.00	Not Disputed	Include	\$1,000.00
700 MOUNTAIN WAY, LLC ¹	6/30/2020	\$1,000.00	Not Disputed	Include	\$1,000.00
ROSEMARY BECCHI	6/30/2020	\$2,920.82	Individual Contributions Below \$1,000	Remove	
ROSEMARY BECCHI	6/30/2020	\$1,884.80	Individual Contributions Below \$1,000	Remove	
ROSEMARY BECCHI	6/30/2020	\$1,344.24	Individual Contributions Below \$1,000	Remove	
ROSEMARY BECCHI	6/30/2020	\$1,275.00	Individual Contributions Below \$1,000	Remove	
ROSEMARY BECCHI	6/30/2020	\$1,169.42	Individual Contributions Below \$1,000	Remove	
ROSEMARY BECCHI	6/30/2020	\$1,139.45	Individual Contributions Below \$1,000	Remove	
STEPHAN BRUFFETT	6/30/2020	\$1,000.00	Not Disputed	Include	\$1,000.00
LISA M DELANO	6/30/2020	\$2,800.00	Not Disputed	Include	\$2,800.00
GLENMONT COMMONS DEVELOPERS, LLC ²	6/30/2020	\$1,000.00	Not Disputed	Include	\$1,000.00
REPUBLICAN MAINSTREET PARTNERSHIP PAC	6/30/2020	\$5,000.00	Not Disputed	Include	\$5,000.00
JEFFREY VANDERBEEK	6/30/2020	\$1,000.00	Not Disputed	Include	\$1,000.00
BARBARA VARTANIAN	6/30/2020	\$1,425.00	Not Disputed	Include	\$1,425.00
STEVEN VARTANIAN	6/30/2020	\$2,800.00	Not Disputed	Include	\$2,800.00
RTB Violation Total		\$26,758.73	FD Violation Total		\$17,025.00

Recommended FD Civil Money Penalty: \$1,853

[(\$151 x 1 missing notice) + (.10 x \$17,025 in total contributions)]

¹ This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

² This contribution was disclosed as being earmarked through Edward Mosberg and was received by the conduit on 6/30/2020.

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 Beechi for Congress:
 - A) Request for Additional Information for the 2020 Amended July Quarterly Report, dated May 31, 2021, referencing the missing 48-Hour Notice (sent via electronic mail to: tedatwyler@gmail.com);
 - B) Reason-to-Believe Letter, dated August 24, 2021, referencing the missing 48-Hour Notice (sent via electronic mail to: tedatwyler@gmail.com).
4. I hereby certify that I have searched the Commission’s public records and find that Beechi for Congress has not yet filed the missing 48-Hour Notice with the Commission.
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 14th day of October, 2021.

Kristin D. Roser

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

May 31, 2021

THOMAS DATWYLER, TREASURER
BECCHI FOR CONGRESS
PO BOX 32
MORRISTOWN, NJ 07963

Response Due Date

07/06/2021

IDENTIFICATION NUMBER: C00711572

REFERENCE: AMENDED JULY QUARTERLY REPORT (06/18/2020 - 06/30/2020),
RECEIVED 02/10/2021

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 1 item(s):

- Schedule A of your report indicates that your committee may have failed to file one or more of the required 48-hour notices regarding "last minute" contributions (to include loans, in-kind contributions, and advances) received by your committee after the close of books for the **12 Day Pre-Primary Report** (see attached). A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. The failure to file 48-hour notices may result in civil money penalties or legal enforcement action. (11 CFR § 104.5(f))

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

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee

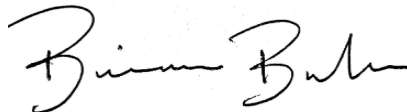
BECCHI FOR CONGRESS

Page 2 of 2

will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1130.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Buhr". The signature is fluid and cursive, with the first name "Brian" and last name "Buhr" clearly distinguishable.

Brian Buhr

Campaign Finance Analyst

451

Missing 48-Hour Notices
Becchi for Congress (C00711572)

Contributor Name	Date	Amount	Election
Jackson, Barry	6/29/20	\$1,000.00	P2020
700 Mountain Way, LLC	6/30/20	\$1,000.00	P2020
Becchi, Rosemary	6/30/20	\$2,920.82	P2020
Becchi, Rosemary	6/30/20	\$1,884.80	P2020
Becchi, Rosemary	6/30/20	\$1,344.24	P2020
Becchi, Rosemary	6/30/20	\$1,275.00	P2020
Becchi, Rosemary	6/30/20	\$1,169.42	P2020
Becchi, Rosemary	6/30/20	\$1,139.45	P2020
Bruffett, Stephan	6/30/20	\$1,000.00	P2020
Delano, Lisa M	6/30/20	\$2,800.00	G2020
Glenmont Commons Developers, LLC	6/30/20	\$1,000.00	P2020
Republican Mainstreet Partnership PAC	6/30/20	\$5,000.00	P2020
Vanderbeek, Jeffrey	6/30/20	\$1,000.00	P2020
Vartanian, Barbara	6/30/20	\$1,425.00	G2020
Vartanian, Steven	6/30/20	\$2,800.00	G2020

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) The principal campaign committee of a candidate must file notifications disclosing contributions of \$1,000 or more which are received after the 20th day but more than 48 hours before an election. These notifications (also called 48-Hour Notices) must be filed with the Commission within 48 hours of the committee's receipt of the contribution(s).
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) FEC Form 99 (Miscellaneous Electronic Submission) filed by Becchi for Congress on September 19, 2021.
- 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 21st day of October, 2021.



Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

MISCELLANEOUS TEXT (FEC Form 99)

PAGE 1 / 3

BECCHI FOR CONGRESS

C00711572

PO Box 32

Morristown

NJ

07963-0032

September 19th, 2021

Federal Election Commission
Reports Analysis Division
NW Washington, DC 20463

Becchi for Congress
Identification Number: C00711572
RE: Response to Missing 48-Hour Notices

To Whom it May Concern:

The missing 48-hour reporting amounts totaling \$9,733.73 from the candidate Rosemary Becchi on 6.30.2020 were all under the \$1,000 threshold individually. The amounts that were reported were lumped together on the FEC report based on what type of expense it was for and the reporting description of the expense.

The break-down of expenses were as follow:

DATE	VENDOR	AMOUNT
4/15/20	Shop Rite	\$292.00
4/2/20	Zoom	\$61.91
4/2/20	Google Suite	\$155.56
4/9/20	Staples	\$23.43
4/11/20	Constant Contact	\$70.00
4/17/20	Staples	\$102.00
4/17/20	Amazon	\$42.64
4/17/20	Idonate	\$150.00
4/20/20	Zoom	\$165.26
4/22/20	Target	\$23.99
4/22/20	Amazon	\$39.99
4/23/20	Home Depot	\$8.50
4/24/20	Sling	\$35.00
4/29/20	US Postal Service	\$4.38
4/30/20	Amazon	\$90.15
5/1/20	Google Suite	\$178.00
5/4/20	Idonate	\$125.00
5/5/20	Amazon	\$47.97
5/5/20	Optimum	\$355.44
5/6/20	Walmart	\$37.58
5/6/20	USPS	\$175.00
5/7/20	Halo Branded Solutions	\$521.64
5/9/20	PJ Leonard	\$140.00
5/11/20	Constant Contact	\$70.00
5/11/20	USPS	\$182.75
5/15/20	Optimum	\$177.72
5/18/20	Walmart	\$73.38
5/18/20	Amazon	\$21.17
5/19/20	US Postal Service	\$186.00
5/20/20	Total Wine	\$153.77
5/20/20	Zoom	\$165.26

MISCELLANEOUS TEXT (FEC Form 99)

PAGE 2 / 3

NAME OF COMMITTEE (In Full)
BECCHI FOR CONGRESS

FEC IDENTIFICATION NUMBER

C00711572

Mailing Address PO Box 32

	State	ZIP Code
Morristown	NJ	07963-0032

5/20/20	Lake Ventures	\$450.00
5/21/20	Walmart	\$36.12
5/21/20	US Postal Service	\$66.00
5/21/20	Walmart	\$36.12
5/21/20	USPS	\$66.00
5/22/20	Total Wine	\$216.05
5/22/20	Amazon	\$442.02
5/24/20	Sling	\$35.00
5/25/20	Amazon	\$22.38
5/29/20	Microsoft Office	\$74.63
5/29/20	US Postal Service	\$55.00
5/29/20	Amazon	\$20.99
5/31/20	Google	\$243.97
6/1/20	Laker Ventures	\$450.00
6/2/20	Hanover Wine	\$34.10
6/5/20	Amazon	\$569.10
6/5/20	Staples	\$22.54
6/5/20	East Coast Media	\$18.51
6/11/20	Constant Contact	\$95.00
6/11/20	WB Mason	\$442.46
6/12/20	Walmart	\$58.26
6/12/20	Walmart	\$11.94
6/12/20	US Postal Service	\$193.29
6/16/20	WB Mason	\$10.12
6/16/20	Mendham Township-Donation	\$125.00
6/17/20	Gem Enterprises	\$145.00
6/17/20	Gem Enterprises	\$145.00
6/17/20	Amazon	\$24.68
6/17/20	All Media Consultants, LLC	\$266.56
6/17/20	May-Pan Moving, Inc.	\$400.00
6/17/20	Acme	\$2.69
6/17/20	Dunkin Donuts	\$22.63
6/18/20	Target	\$13.40
6/18/20	US Postal Service	\$166.18
6/19/20	Target	\$61.16
6/19/20	Shop Rite Liquors	\$27.71
6/19/20	Target	\$61.16
6/19/20	Amazon	\$23.15
6/20/20	Uber Eats	\$13.93
6/20/20	Vitale's	\$84.91
6/20/20	Zoom	\$165.26
6/20/20	Eli's Bagels	\$26.15
6/20/20	Hapgoods	\$78.57
6/20/20	Uber Eats	\$34.27
6/20/20	Hanover Wine	\$42.07
6/20/20	Starbucks	\$23.35
6/21/20	Wawa Gasoline	\$24.96
6/22/20	Chopt Salads	\$11.72
6/25/20	Wegmans	\$33.98
6/25/20	Hanover Wine	\$4.25

MISCELLANEOUS TEXT (FEC Form 99)

NAME OF COMMITTEE (In Full)
BECCHI FOR CONGRESS

FEC IDENTIFICATION NUMBER
C00711572

Mailing Address PO Box 32

City	State
Morristown	NJ 07963-0032

6/25/20USPS	\$12.35
6/29/20WB Mason	\$32.04
6/30/20Shop Rite	\$43.37
6/30/20Shop Rite Liquors	\$36.78
6/30/20UPS Store	\$36.36

The true total of missing 48-hour notice reports should be \$17,025.00.

Please feel free to contact us if you have any further questions.

Sincerely,

David Steiner
Treasurer
Bechhi for Congress



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 21, 2021

David Steiner, in his official capacity as treasurer
Becchi for Congress
PO Box 32
Morristown, NJ 07963

C00711572
AF#: 4225

Dear Mr. Steiner:

On August 18, 2021, the Commission found reason to believe ("RTB") that Becchi for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for fifteen (15) contributions totaling \$26,758.73. The Commission also made a preliminary determination that the civil money penalty was \$2,826 based on the schedule of penalties at 11 C.F.R. § 111.44.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination and assess a reduced 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 1660) 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 12:30 pm, Nov 30, 2021

SENSITIVEFEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 30, 2021

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# 4225 – Becchi for Congress and David Steiner, in their official capacity as Treasurer (C00711572)

On August 18, 2021, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file 48-Hour Notices for fifteen (15) contributions totaling \$26,758.73 and made a preliminary determination that the civil money penalty was \$2,826 based on the schedule of penalties at 11 C.F.R. § 111.44. On September 1, 2021, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated October 21, 2021 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer confirmed that \$9,733.73 in contributions should be removed from the calculation of the civil money penalty, and the civil money penalty should instead be calculated based on the Committee’s failure to timely file 48-Hour Notices for nine (9) contributions totaling \$17,025. The Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty (reduced from the RTB civil money penalty of \$2,826).

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 indicated they will not be submitting a response to the ROR.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4225 involving Becchi for Congress and David Steiner, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4225 that Becchi for Congress and David Steiner, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty (reduced from the RTB civil money penalty of \$2,826); and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

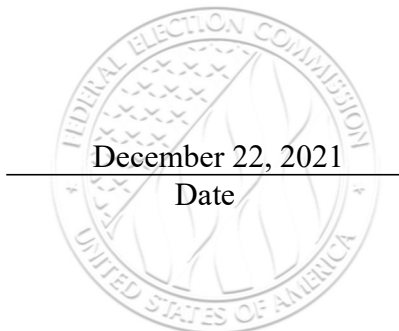
In the Matter of)
) AF 4225
 Final Determination Recommendation –)
 Becchi for Congress and David Steiner,)
 in their official capacity as Treasurer)
 (C00711572))

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on December 08, 2021, the Commission decided by a vote of 6-0 to take the following actions in AF 4225:

1. Adopt the Reviewing Officer recommendation for AF# 4225 involving Becchi for Congress and David Steiner, in their official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 4225 that Becchi for Congress and David Steiner, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty (reduced from the RTB civil money penalty of \$2,826).
3. Send the appropriate letter.

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



Attest:

**Laura e
Sinram**

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by Laura
e Sinram
Date: 2021.12.22
10:22:20 -05'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 23, 2021

David Steiner, in their official capacity as Treasurer
Becchi for Congress
P.O. Box 32
Morristown, NJ 07963

C00711572
AF# 4225

Dear Mr. Steiner:

On August 18, 2021, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Becchi for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing for failing to timely file 48-Hour Notices for fifteen (15) contributions totaling \$26,758.73. By letter dated August 24, 2021, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$2,826 in accordance with the schedule of penalties at 11 C.F.R. § 111.44. On September 1, 2021, 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 reduce the RTB civil money penalty because the civil money penalty should be calculated based on the failure to timely file 48-Hour Notices for nine (9) contributions totaling \$17,025. The Reviewing Officer recommended that the Commission make a final determination that Becchi for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$1,853 civil money penalty in accordance with 11 C.F.R. § 111.44 (reduced from the RTB civil money penalty of \$2,826). The Reviewing Officer Recommendation was sent to you on October 21, 2021.

On December 8, 2021, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Becchi for Congress and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104 and assessed a civil money penalty in the amount of \$1,853 (reduced from the RTB civil money penalty of \$2,826). A copy of the Final Determination Recommendation is attached.

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

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

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

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

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 30% of the civil money penalty amount for its collection services. If the age of the debt is greater than or equal to two years old, Treasury will charge a fee of 32% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

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

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

3. If You Choose to Pay the Civil Money Penalty

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

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS**4. Partial Payments**

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

5. Settlement Offers

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

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

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Shana M. Broussard
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.44, the amount of your civil money penalty calculated at final determination is \$1,853 for the 2020 New Jersey Primary Election 48-Hour Notification Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml 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 Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

COMMITTEE NAME: BECCHI FOR CONGRESS

FEC ID#: C00711572

AF#: 4225

PAYMENT AMOUNT DUE: \$1,853