



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

November 22, 2021

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

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

SUBJECT: Reason To Believe Recommendation – 2021 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine Program

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

The committees listed on the attached RTB Circulation Report either failed to file the report, filed the report no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

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

preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.

2. Send the appropriate letters.

Federal Election Commission
 Reason to Believe Circulation Report
 2021 OCTOBER QUARTERLY Not Election Sensitive 10/15/2021 H_S_P

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4248	C00723270	BRAD BARRON FOR US SENATE	STEPHEN BRADLEY BARRON	JILL M BARRON	\$128,788	3		Not Filed	\$128,788 (est)	\$11,786
4249	C00763565	CHAMBERS FOR CONGRESS	GARY CHAMBERS, JR.	RONALDO HARDY	\$803,556	0		Not Filed	\$401,778 (est)	\$13,468
4250	C00766840	COLIN WILHELM FOR COLORADO	COLIN WILHELM	MEGAN TEWS	\$280,401	0	11/9/2021	25	\$113,634	\$5,571
4251	C00717025	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	EMILY ROBINSON	\$120,240	5		Not Filed	\$120,240 (est)	\$15,153
4252	C00721027	FOSTER FOR KANSAS	ADRIENNE FOSTER	ADRIENNE FOSTER	\$113,385	0		Not Filed	\$113,385 (est)	\$6,735
4253	C00591537	FRIENDS FOR MIKE WEBB	MAJOR MIKE WEBB	MAJOR MIKE WEBB	\$203,047	0		Not Filed	\$203,047 (est)	\$9,727
4254	C00736736	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	THOMAS COSTA	\$145,106	2		Not Filed	\$145,106 (est)	\$10,102
4255	C00765347	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	KEVIN KITCHEN	\$144,587	0		Not Filed	\$144,587 (est)	\$6,735
4256	C00718270	HANK GILBERT FOR CONGRESS	HANK GILBERT	PEYTON GILBERT	\$212,821	0		Not Filed	\$212,821 (est)	\$9,727
4257	C00732875	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	JIMMY RODRIGUEZ	\$614,521	3		Not Filed	\$614,521 (est)	\$26,190
4258	C00709758	JINEEA FOR CONGRESS	JINEEA BUTLER	ANITA MEADOR	\$169,483	3		Not Filed	\$169,483 (est)	\$14,404
4259	C00729624	REBA FOR CONGRESS	REBA SHERRILL	BRYON FREDRICK MCCOMB	\$400,168	2		Not Filed	\$400,168 (est)	\$20,202
4260	C00779132	TOM FOR OHIO	THOMAS HWANG	THOMAS HWANG	\$1,069,596	0		Not Filed	\$1,069,596 (est)	\$17,958
4261	C00765750	WILLIAM SANCHEZ FOR US SENATE	WILLIAM SANCHEZ	MARCIA RODRIGUEZ	\$232,112	0		Not Filed	\$54,678	\$4,041

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Reason To Believe Recommendation –)
2021 October Quarterly Report (Non-)
Election Sensitive) for the Administrative)
Fine Program:)
BRAD BARRON FOR US SENATE, and	) AF# 4248
BARRON, JILL M as treasurer;)
CHAMBERS FOR CONGRESS, and	) AF# 4249
HARDY, RONALDO as treasurer;)
COLIN WILHELM FOR COLORADO,	) AF# 4250
and TEWS, MEGAN as treasurer;)
EMILY ROBINSON FOR CONGRESS,	) AF# 4251
and ROBINSON, EMILY as treasurer;)
FOSTER FOR KANSAS, and FOSTER,	) AF# 4252
ADRIENNE as treasurer;)
FRIENDS FOR MIKE WEBB, and WEBB,	) AF# 4253
MAJOR MIKE as treasurer;)
GEORGE MITRIS FOR CONGRESS, and	) AF# 4254
COSTA, THOMAS as treasurer;)
GREG LIRETTE FOR CONGRESS, and	) AF# 4255
KITCHEN, KEVIN as treasurer;)
HANK GILBERT FOR CONGRESS, and	) AF# 4256
GILBERT, PEYTON as treasurer;)
JIMMY RODRIGUEZ FOR CONGRESS,	) AF# 4257
and RODRIGUEZ, JIMMY as treasurer;)
JINEEA FOR CONGRESS, and MEADOR,	) AF# 4258
ANITA as treasurer;)
REBA FOR CONGRESS, and MCCOMB,	) AF# 4259
BRYON FREDRICK as treasurer;)
TOM FOR OHIO, and HWANG,	) AF# 4260
THOMAS as treasurer;)
WILLIAM SANCHEZ FOR US SENATE,	) AF# 4261
and RODRIGUEZ, MARCIA as treasurer;)

CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on November 24, 2021 the Commission took the following actions on the Reason To Believe Recommendation – 2021 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated November 22, 2021, on the following committees:

AF#4248 Decided by a vote of 5-0 to: (1) find reason to believe that BRAD BARRON FOR US SENATE, and BARRON, JILL M in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4249 Decided by a vote of 5-0 to: (1) find reason to believe that CHAMBERS FOR CONGRESS, and HARDY, RONALDO in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4250 Decided by a vote of 5-0 to: (1) find reason to believe that COLIN WILHELM FOR COLORADO, and TEWS, MEGAN in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4251 Decided by a vote of 5-0 to: (1) find reason to believe that EMILY ROBINSON FOR CONGRESS, and ROBINSON, EMILY in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

Federal Election Commission
Certification for Administrative Fines
November 24, 2021

Page 3

AF#4252 Decided by a vote of 5-0 to: (1) find reason to believe that FOSTER FOR KANSAS, and FOSTER, ADRIENNE in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4253 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS FOR MIKE WEBB, and WEBB, MAJOR MIKE in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4254 Decided by a vote of 5-0 to: (1) find reason to believe that GEORGE MITRIS FOR CONGRESS, and COSTA, THOMAS in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4255 Decided by a vote of 5-0 to: (1) find reason to believe that GREG LIRETTE FOR CONGRESS, and KITCHEN, KEVIN in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4256 Decided by a vote of 5-0 to: (1) find reason to believe that HANK GILBERT FOR CONGRESS, and GILBERT, PEYTON in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4257 Decided by a vote of 5-0 to: (1) find reason to believe that JIMMY RODRIGUEZ FOR CONGRESS, and RODRIGUEZ, JIMMY in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4258 Decided by a vote of 5-0 to: (1) find reason to believe that JINEEA FOR CONGRESS, and MEADOR, ANITA in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty

Federal Election Commission
 Certification for Administrative Fines
 November 24, 2021

Page 4

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

AF#4259 Decided by a vote of 5-0 to: (1) find reason to believe that REBA FOR CONGRESS, and MCCOMB, BRYON FREDRICK in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4260 Decided by a vote of 5-0 to: (1) find reason to believe that TOM FOR OHIO, and HWANG, THOMAS in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4261 Decided by a vote of 5-0 to: (1) find reason to believe that WILLIAM SANCHEZ FOR US SENATE, and RODRIGUEZ, MARCIA in their 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, Walther, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

Attest:

November 26, 2021

 Date



Vicktoria J Allen Digital signature Digitally signed by Vicktoria J Allen
 Date: 2021.11.26 10:33:57 -05'00'

Vicktoria J. Allen
 Acting Deputy Secretary of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

November 29, 2021

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

C00718270
 AF#: 4256

Dear Mr. Gilbert,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period July 1, 2021 through September 30, 2021, shall be filed no later than October 15, 2021. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed 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 November 24, 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 October 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 January 3, 2022, 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:

HANK GILBERT FOR CONGRESS

Page 2 of 5

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 January 3, 2022. 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).

HANK GILBERT FOR CONGRESS

Page 3 of 5

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

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

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

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that 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

HANK GILBERT FOR CONGRESS

Page 4 of 5

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 Jamie Sikorsky in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,



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 October 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 Jamie Sikorsky in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or

HANK GILBERT FOR CONGRESS

Page 5 of 5

(202) 694-1130.

COMMITTEE NAME: Hank Gilbert for Congress

FEC ID#: C00718270

AF#: 4256

PAYMENT DUE DATE: January 3, 2022

PAYMENT AMOUNT DUE: \$9,727

RECEIVED*By Office of the Commission Secretary at 8:05 am, May 10, 2022*

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

May 10, 2022

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/Ben Holly *KDR BH*
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the 2021 October 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 October 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, five (5) 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.

Brad Barron for US Senate (AF 4248) disclosed no activity after the RTB finding (previously estimated to be \$128,788), which would result in no civil money penalty (fine previously assessed to be \$11,786).

Chambers for Louisiana f/k/a Chambers for Congress (AF 4249) filed the 2021 October 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 \$1,950 (previously estimated to be \$401,778), thus the fine would be lowered from \$13,468 to \$351.

Foster for Kansas (AF 4252) disclosed no activity after the RTB finding (previously estimated to be \$113,385), which would result in no civil money penalty (fine previously assessed to be \$6,735).

Hank Gilbert for Congress (AF 4256) filed the 2021 October 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 \$16,690 (previously estimated to be \$212,821), thus the fine would be lowered from \$9,727 to \$704.

Jineea for Congress (AF 4258) 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 \$14,404).

For your information, one (1) committee disclosed a change in committee name after the RTB finding. An overview of this case has been provided below.

Chambers for Congress (AF 4249) filed an Amended Statement of Organization after the RTB finding changing the committee name to Chambers for Louisiana.

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.

Federal Election Commission
FD Circulation Report Fine Not Paid
2021 OCTOBER QUARTERLY Not Election Sensitive 10/15/2021 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
4248	BRAD BARRON FOR US SENATE	STEPHEN BRADLEY BARRON	C00723270	JILL M. BARRON	03/21/2022	*Not Filed	\$0	3	11/24/2021	\$11,786	166	NONE
4249	CHAMBERS FOR LOUISIANA	GARY CHAMBERS	C00763565	RONALDO HARDY	01/10/2022	*Not Filed	\$1,950	0	11/24/2021	\$13,468	166	\$351
4250	COLIN WILHELM FOR COLORADO	COLIN WILHELM	C00766840	MEGAN TEWS	11/09/2021	25	\$113,634	0	11/24/2021	\$5,571	166	\$5,571
4251	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	C00717025	EMILY ROBINSON		Not Filed	\$120,240 (est)	5	11/24/2021	\$15,153	166	\$15,153
4252	FOSTER FOR KANSAS	ADRIENNE FOSTER	C00721027	ADRIENNE FOSTER		Not Filed	**\$0	0	11/24/2021	\$6,735	166	NONE
4253	FRIENDS FOR MIKE WEBB	MICHAEL DAVID WEBB	C00591537	MIKE WEBB		Not Filed	\$203,047 (est)	0	11/24/2021	\$9,727	166	\$9,727
4254	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	C00736736	THOMAS COSTA		Not Filed	\$145,106 (est)	2	11/24/2021	\$10,102	166	\$10,102
4255	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	C00765347	KEVIN KITCHEN		Not Filed	\$144,587 (est)	0	11/24/2021	\$6,735	166	\$6,735
4256	HANK GILBERT FOR CONGRESS	HANK GILBERT	C00718270	PEYTON GILBERT	12/08/2021	*Not Filed	\$16,690	0	11/24/2021	\$9,727	166	\$704
4257	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	C00732875	JIMMY RODRIGUEZ		Not Filed	\$614,521 (est)	3	11/24/2021	\$26,190	166	\$26,190
4258	JINEEA FOR CONGRESS	JINEEA BUTLER	C00709758	ANITA MEADOR		Not Filed	**\$0	3	11/24/2021	\$14,404	166	NONE
4259	REBA FOR CONGRESS	REBA SHERRILL	C00729624	BRYON FREDRICK MCCOMB		Not Filed	\$400,168 (est)	2	11/24/2021	\$20,202	166	\$20,202

* 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 October Quarterly reporting period.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program - Final)
Determination Recommendation for the)
2021 October Quarterly Report:)
BRAD BARRON FOR US SENATE, and	) AF# 4248
BARRON, JILL M as treasurer;)
CHAMBERS FOR LOUISIANA, and	) AF# 4249
HARDY, RONALDO as treasurer;)
COLIN WILHELM FOR COLORADO,	) AF# 4250
and TEWS, MEGAN as treasurer;)
EMILY ROBINSON FOR CONGRESS,	) AF# 4251
and ROBINSON, EMILY as treasurer;)
FOSTER FOR KANSAS, and FOSTER,	) AF# 4252
ADRIENNE as treasurer;)
FRIENDS FOR MIKE WEBB, and WEBB,	) AF# 4253
MAJOR MIKE MR. as treasurer;)
GEORGE MITRIS FOR CONGRESS, and	) AF# 4254
COSTA, THOMAS MR. as treasurer;)
GREG LIRETTE FOR CONGRESS, and	) AF# 4255
KITCHEN, KEVIN as treasurer;)
HANK GILBERT FOR CONGRESS, and	) AF# 4256
GILBERT, PEYTON as treasurer;)
JIMMY RODRIGUEZ FOR CONGRESS,	) AF# 4257
and RODRIGUEZ, JIMMY as treasurer;)
JINEEA FOR CONGRESS, and MEADOR,	) AF# 4258
ANITA as treasurer;)
REBA FOR CONGRESS, and MCCOMB,	) AF# 4259
BRYON FREDRICK as treasurer;)

Federal Election Commission
Certification for Administrative Fines
May 11, 2022

Page 2

CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on May 11, 2022 the Commission took the following actions on the Administrative Fine Program - Final Determination Recommendation for the 2021 October Quarterly Report, as recommended in the Reports Analysis Division's Memorandum dated May 10, 2022, on the following committees:

AF#4248 Decided by a vote of 6-0 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 will not be assessed the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4249 Decided by a vote of 6-0 to: (1) make a final determination that CHAMBERS FOR LOUISIANA, and HARDY, RONALDO 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4250 Decided by a vote of 6-0 to: (1) make a final determination that COLIN WILHELM FOR COLORADO, and TEWS, MEGAN 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4251 Decided by a vote of 6-0 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4252 Decided by a vote of 6-0 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 will not be assessed the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

Federal Election Commission
Certification for Administrative Fines
May 11, 2022

Page 3

AF#4253 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS FOR MIKE WEBB, and WEBB, MAJOR MIKE MR. 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4254 Decided by a vote of 6-0 to: (1) make a final determination that GEORGE MITRIS FOR CONGRESS, and COSTA, THOMAS MR. 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4255 Decided by a vote of 6-0 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4256 Decided by a vote of 6-0 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4257 Decided by a vote of 6-0 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4258 Decided by a vote of 6-0 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 the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4259 Decided by a vote of 6-0 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, Dickerson, Trainor, Walther, and Weintraub voted affirmatively for the decision.

Federal Election Commission
Certification for Administrative Fines
May 11, 2022

Page 4



May 11, 2022

Date

Attest:

Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2022.05.11 20:43:14 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

May 12, 2022

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

C00718270
 AF#: 4256

Dear Mr. Gilbert,

On November 24, 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 October Quarterly Report. By letter dated November 29, 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 level of activity of the Amended October Quarterly Report. The FEC made a final determination on May 11, 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: \$16,690

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

HANK GILBERT FOR CONGRESS

Page 2 of 4

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

HANK GILBERT FOR CONGRESS

Page 3 of 4

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
Chairman

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 October 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

HANK GILBERT FOR CONGRESS

Page 4 of 4

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#: 4256

PAYMENT AMOUNT DUE: \$704