



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**SENSITIVE**

March 15, 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: *KDR* Kristin D. Roser/Ben Holly *BH*  
Reports Analysis Division  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2021 Year-End Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2021 Year-End Report in accordance with 52 U.S.C. § 30104(a). The Year-End Report was due on January 31, 2022.

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

**Recommendation**

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

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

2. Send the appropriate letters.

Federal Election Commission  
Reason to Believe Circulation Report  
2021 YEAR-END Not Election Sensitive 01/31/2022 H\_S\_P\_UNAUTH

| AF#  | Committee ID | Committee Name   | Candidate Name         | Treasurer                | Threshold    | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|--|------------------------|--------------------------|--------------|----|--------------|-----------|-----------------|-------------|
| 4265 | C00348540    | 1199 SERVICE EMPLOYEES INT'L UNION FEDERAL POLITICAL ACTION FUND |                        | HELEN SCHAUB             | \$10,723,827 | 0  | 2/9/2022     | 9         | \$5,551,417     | \$10,801    |
| 4266 | C00719070    | AJA SMITH FOR CONGRESS 2022                                      | AJA SMITH              | AJA SMITH                | \$234,984    | 0  |              | Not Filed | \$78,328 (est)  | \$5,563     |
| 4267 | C00197103    | AUTOMOBILE CLUB OF MICHIGAN POLITICAL ACTION COMMITTEE           |                        | KEVIN GAWRONSKI          | \$307,354    | 0  | 2/14/2022    | 14        | \$160,210       | \$4,606     |
| 4268 | C00723270    | BRAD BARRON FOR US SENATE  | STEPHEN BRADLEY BARRON | JILL M. BARRON           | \$128,788    | 6  |              | Not Filed | \$128,788 (est) | \$17,885    |
| 4270 | C00717025    | EMILY ROBINSON FOR CONGRESS                                      | EMILY ROBINSON         | EMILY ROBINSON           | \$120,240    | 8  |              | Not Filed | \$120,240 (est) | \$21,462    |
| 4272 | C00763995    | FRIENDS OF BARBARA SHARIEF FOR CONGRESS                          | BARBARA SHARIEF        | SUZETTE SPALDING         | \$1,591,756  | 0  |              | Not Filed | \$530,585 (est) | \$15,101    |
| 4273 | C00736736    | GEORGE MITRIS FOR CONGRESS                                       | GEORGE MITRIS          | THOMAS COSTA             | \$145,106    | 5  |              | Not Filed | \$145,106 (est) | \$16,096    |
| 4274 | C00765347    | GREG LIRETTE FOR CONGRESS  | GREGORY LIRETTE        | KEVIN KITCHEN            | \$144,587    | 2  |              | Not Filed | \$144,587 (est) | \$10,731    |
| 4275 | C00732875    | JIMMY RODRIGUEZ FOR CONGRESS                                     | JIMMY RODRIGUEZ        | JIMMY RODRIGUEZ          | \$614,521    | 6  |              | Not Filed | \$614,521 (est) | \$39,742    |
| 4276 | C00766642    | MATT BERG FOR CONGRESS   | MATTHEW RICHARD BERG   | GERALD D. GUNN           | \$232,836    | 0  |              | Not Filed | \$77,612 (est)  | \$5,563     |
| 4277 | C00749069    | OUR BLACK PARTY  |                        | BETTY CRICHLow-EBERHARDT | \$155,353    | 0  | 2/7/2022     | 7         | \$52,088        | \$1,318     |
| 4278 | C00776518    | PEOPLE FOR ELVIN DOWLING   | ELVIN DOWLING          | ELVIN DOWLING            | \$159,623    | 0  |              | Not Filed | \$53,208 (est)  | \$4,292     |
| 4280 | C00729624    | REBA FOR CONGRESS  | REBA SHERRILL          | BRYON FREDRICK MCCOMB    | \$400,168    | 5  |              | Not Filed | \$400,168 (est) | \$32,188    |

| AF#  | Committee ID | Committee Name  | Candidate Name | Treasurer         | Threshold    | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|---|----------------|-------------------|--------------|----|--------------|-----------|-----------------|-------------|
| 4282 | C00522458    | TOGETHER WE THRIVE  |                | CHRISTOPHER ZULLO | \$104,451    | 3  |              | Not Filed | \$104,451 (est) | \$12,519    |
| 4283 | C00002840    | UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM) 'INT'L UNION UNITED AUTOMOBILE AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA UAW |                | FRANK STUGLIN     | \$10,253,004 | 1  | 2/11/2022    | 11        | \$5,670,144     | \$14,293    |
| 4284 | C00616912    | WOMEN VOTE SMART  |                | AMY S. KREMER     | \$145,616    | 5  |              | Not Filed | \$145,616 (est) | \$16,096    |

## BEFORE THE FEDERAL ELECTION COMMISSION

|   |   |          |
|---|---|----------|
| In the Matter of                        | ) |          |
|   | ) |          |
| Reason To Believe Recommendation - 2021 | ) |          |
| Year-End Report for the Administrative  | ) |          |
| Fine Program:                           | ) |          |
| 1199 SERVICE EMPLOYEES INT'L            | ) | AF# 4265 |
| UNION FEDERAL POLITICAL ACTION          | ) |          |
| FUND, and SCHAUB, HELEN as              | ) |          |
| treasurer;                              | ) |          |
| AJA SMITH FOR CONGRESS 2022, and        | ) | AF# 4266 |
| SMITH, AJA as treasurer;                | ) |          |
| AUTOMOBILE CLUB OF MICHIGAN             | ) | AF# 4267 |
| POLITICAL ACTION COMMITTEE, and         | ) |          |
| GAWRONSKI, KEVIN as treasurer;          | ) |          |
| BRAD BARRON FOR US SENATE, and          | ) | AF# 4268 |
| BARRON, JILL M as treasurer;            | ) |          |
| <br>                                    |   |          |
| EMILY ROBINSON FOR CONGRESS,            | ) | AF# 4270 |
| and ROBINSON, EMILY as treasurer;       | ) |          |
| <br>                                    |   |          |
| FRIENDS OF BARBARA SHARIEF FOR          | ) | AF# 4272 |
| CONGRESS, and SPALDING, SUZETTE         | ) |          |
| as treasurer;                           | ) |          |
| GEORGE MITRIS FOR CONGRESS, and         | ) | AF# 4273 |
| COSTA, THOMAS as treasurer;             | ) |          |
| GREG LIRETTE FOR CONGRESS, and          | ) | AF# 4274 |
| KITCHEN, KEVIN as treasurer;            | ) |          |
| JIMMY RODRIGUEZ FOR CONGRESS,           | ) | AF# 4275 |
| and RODRIGUEZ, JIMMY as treasurer;      | ) |          |
| MATT BERG FOR CONGRESS, and             | ) | AF# 4276 |
| GUNN, GERALD D as treasurer;            | ) |          |
| OUR BLACK PARTY, and CRICHLOW-          | ) | AF# 4277 |
| EBERHARDT, BETTY as treasurer;          | ) |          |
| PEOPLE FOR ELVIN DOWLING, and           | ) | AF# 4278 |
| DOWLING, ELVIN as treasurer;            | ) |          |
| <br>                                    |   |          |
| REBA FOR CONGRESS, and MCCOMB,          | ) | AF# 4280 |
| BRYON FREDRICK as treasurer;            | ) |          |

|                                 |   |          |
|---------------------------------|---|----------|
| TOGETHER WE THRIVE, and         | ) | AF# 4282 |
| CHRISTOPHER ZULLO as treasurer; | ) |          |
| UAW - V - CAP (UAW VOLUNTARY    | ) | AF# 4283 |
| COMMUNITY ACTION PROGRAM)       | ) |          |
| 'INT'L UNION UNITED AUTOMOBILE  | ) |          |
| AEROSPACE & AGRICULTURAL        | ) |          |
| IMPLEMENT WORKERS OF AMERICA    | ) |          |
| UAW, and STUGLIN, FRANK as      | ) |          |
| treasurer;                      | ) |          |
| WOMEN VOTE SMART, and KREMER,   | ) | AF# 4284 |
| AMY S as treasurer;             | ) |          |

### CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on March 16, 2022 the Commission took the following actions on the Reason To Believe Recommendation - 2021 Year-End Report for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated March 15, 2022, on the following committees:

AF#4265 Decided by a vote of 6-0 to: (1) find reason to believe that 1199 SERVICE EMPLOYEES INT'L UNION FEDERAL POLITICAL ACTION FUND, and SCHAUB, HELEN 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4266 Decided by a vote of 6-0 to: (1) find reason to believe that AJA SMITH FOR CONGRESS 2022, and SMITH, AJA 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4267 Decided by a vote of 6-0 to: (1) find reason to believe that AUTOMOBILE CLUB OF MICHIGAN POLITICAL ACTION COMMITTEE, and GAWRONSKI, 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4268 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4270 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4272 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF BARBARA SHARIEF FOR CONGRESS, and SPALDING, SUZETTE 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4273 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4274 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4275 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4276 Decided by a vote of 6-0 to: (1) find reason to believe that MATT BERG FOR CONGRESS, and GUNN, GERALD D 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4277 Decided by a vote of 6-0 to: (1) find reason to believe that OUR BLACK PARTY, and CRICHLOW-EBERHARDT, BETTY 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4278 Decided by a vote of 6-0 to: (1) find reason to believe that PEOPLE FOR ELVIN DOWLING, and DOWLING, ELVIN 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.



AF#4280 Decided by a vote of 6-0 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4282 Decided by a vote of 6-0 to: (1) find reason to believe that TOGETHER WE THRIVE, and CHRISTOPHER ZULLO 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4283 Decided by a vote of 6-0 to: (1) find reason to believe that UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM) 'INT'L UNION UNITED AUTOMOBILE AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA UAW, and STUGLIN, FRANK 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#4284 Decided by a vote of 6-0 to: (1) find reason to believe that WOMEN VOTE SMART, and KREMER, AMY S 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, Trainor, Walther, and Weintraub voted affirmatively for the decision.

Federal Election Commission  
Certification for Administrative Fines  
March 16, 2022

Attest:



March 17, 2022

Date

**Vicktoria J Allen** Digitally signed by Vicktoria J Allen  
Date: 2022.03.17 17:21:18 -04'00'

Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

AF

March 18, 2022

Jill M. Barron, in official capacity as Treasurer  
Brad Barron for US Senate  
325 Mouth of Gasper Rd.  
Bowling Green, KY 42101

C00723270

AF#: 4268

Dear Ms. Barron,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year-End Report of Receipts and Disbursements every calendar year. This report, covering the period October 1, 2021 through December 31, 2021, shall be filed no later than January 31, 2022. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109(a)(4). On March 16, 2022, the FEC found that there is reason to believe ("RTB") that Brad Barron for US Senate 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 January 31, 2022. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$17,885. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 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 C.F.R. § 111.34. Your payment of \$17,885 is due within forty (40) days of the finding, or by April 25, 2022, and is based on these factors:

Sensitivity of Report: Not Election Sensitive

Level of Activity: \$128,788

Number of Days Late: Not Filed

Number of Previous Civil Money Penalties Assessed: 6

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

BRAD BARRON FOR US SENATE

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### **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 April 25, 2022. 11 C.F.R. § 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 C.F.R. § 111.36(c).

Please note, all challenges to an RTB finding and/or calculated civil money penalty should be converted to PDF (Portable Document Format) and emailed to [administrativefines@fec.gov](mailto: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 they are 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 C.F.R. § 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 C.F.R. § 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 C.F.R. § 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 C.F.R. § 111.38.

BRAD BARRON FOR US SENATE

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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 Brad Barron for US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

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

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

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

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

### **4. Partial Payments**

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

### **5. Settlement Offers**

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

BRAD BARRON FOR US SENATE

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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 C.F.R. § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <https://www.fec.gov/af/pay.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll-free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,



Allen J. Dickerson  
Chairman

#### **ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$17,885 for the 2021 Year-End Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit [www.fec.gov/af/pay.shtml](http://www.fec.gov/af/pay.shtml) to be directed to Pay.gov's Administrative Fine Program Payment form. 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: Brad Barron for US Senate

FEC ID#: C00723270

BRAD BARRON FOR US SENATE

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AF#: 4268

PAYMENT DUE DATE: April 25, 2022

PAYMENT AMOUNT DUE: \$17,885

**RECEIVED**

By Office of the Commission Secretary at 9:21 am, Jul 27, 2022



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**SENSITIVE**

July 27, 2022

**MEMORANDUM**

TO: The Commission

THROUGH: Alec Palmer  
Staff Director *AP*

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

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division  
*KDR*

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

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the 2021 Year-End 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 Year-End Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid 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 either paid or not paid the civil money penalty.

For your information, three (3) 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 4268) filed the 2021 Year-End 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 \$0 (previously estimated to be \$128,788), thus the fine would be lowered from \$17,885 to \$0.

Matt Berg for Congress (AF 4276) filed the 2021 Year-End 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 \$12,915 (previously estimated to be \$77,612), thus the fine would be lowered from \$5,563 to \$748.

People for Elvin Dowling (AF 4278) filed the 2021 Year-End 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 \$1,484 (previously estimated to be \$53,208), thus the fine would be lowered from \$4,292 to \$373.

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

Automobile Club of Michigan Political Action Committee (AF 4267) filed an Amended Statement of Organization after the RTB finding designating Heather Drake as Treasurer.

### **RAD Recommendation**

- (1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.
- (2) Make a final determination that the political committee and its treasurer, in their official capacity, listed on the attached report 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 Paid  
 2021 YEAR-END Not Election Sensitive 01/31/2022 H\_S\_P\_UNAUTH

| AF#  | Committee Name  | Candidate Name | Committee ID | Treasurer     | Receipt Date | Days Late | LOA         | PV | RTB Date   | RTB Penalty | Final Money Penalty | Date Paid  | Amount Paid |
|------|---|----------------|--------------|---------------|--------------|-----------|-------------|----|------------|-------------|---------------------|------------|-------------|
| 4265 | 1199 SERVICE EMPLOYEES INT'L UNION FEDERAL POLITICAL ACTION FUND  |                | C00348540    | HELEN SCHAUB  | 02/09/2022   | 9         | \$5,551,417 | 0  | 03/16/2022 | \$10,801    | \$10,801            | 04/14/2022 | \$10,801    |
| 4267 | AUTOMOBILE CLUB OF MICHIGAN POLITICAL ACTION COMMITTEE  |                | C00197103    | HEATHER DRAKE | 02/14/2022   | 14        | \$160,210   | 0  | 03/16/2022 | \$4,606     | \$4,606             | 04/11/2022 | \$4,606     |
| 4283 | UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM) 'INT'L UNION UNITED AUTOMOBILE AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA UAW |                | C00002840    | FRANK STUGLIN | 02/11/2022   | 11        | \$5,670,144 | 1  | 03/16/2022 | \$14,293    | \$14,293            | 03/29/2022 | \$14,293    |

Federal Election Commission  
FD Circulation Report Fine Not Paid  
2021 YEAR-END Not Election Sensitive 01/31/2022 H\_S\_P\_UNAUTH

| AF#  | Committee Name                          | Candidate Name         | Committee ID | Treasurer                | Receipt Date | Days Late  | LOA             | PV | RTB Date   | RTB Penalty | Days Since RTB | FD Penalty |
|------|---|------------------------|--------------|--------------------------|--------------|------------|-----------------|----|------------|-------------|----------------|------------|
| 4266 | AJA SMITH FOR CONGRESS 2022             | AJA SMITH              | C00719070    | AJA SMITH                |              | Not Filed  | \$78,328 (est)  | 0  | 03/16/2022 | \$5,563     | 133            | \$5,563    |
| 4268 | BRAD BARRON FOR US SENATE               | STEPHEN BRADLEY BARRON | C00723270    | JILL M. BARRON           | 03/21/2022   | *Not Filed | \$0             | 6  | 03/16/2022 | \$17,885    | 133            | NONE       |
| 4270 | EMILY ROBINSON FOR CONGRESS             | EMILY ROBINSON         | C00717025    | EMILY ROBINSON           |              | Not Filed  | \$120,240 (est) | 8  | 03/16/2022 | \$21,462    | 133            | \$21,462   |
| 4272 | FRIENDS OF BARBARA SHARIEF FOR CONGRESS | BARBARA SHARIEF        | C00763995    | SUZETTE SPALDING         | 04/10/2022   | *Not Filed | \$564,194       | 0  | 03/16/2022 | \$15,101    | 133            | \$15,101   |
| 4273 | GEORGE MITRIS FOR CONGRESS              | GEORGE MITRIS          | C00736736    | THOMAS COSTA             |              | Not Filed  | \$145,106 (est) | 5  | 03/16/2022 | \$16,096    | 133            | \$16,096   |
| 4274 | GREG LIRETTE FOR CONGRESS               | GREGORY LIRETTE        | C00765347    | KEVIN KITCHEN            |              | Not Filed  | \$144,587 (est) | 2  | 03/16/2022 | \$10,731    | 133            | \$10,731   |
| 4275 | JIMMY RODRIGUEZ FOR CONGRESS            | JIMMY RODRIGUEZ        | C00732875    | JIMMY RODRIGUEZ          |              | Not Filed  | \$614,521 (est) | 6  | 03/16/2022 | \$39,742    | 133            | \$39,742   |
| 4276 | MATT BERG FOR CONGRESS                  | MATTHEW RICHARD BERG   | C00766642    | GERALD D. GUNN           | 06/23/2022   | *Not Filed | \$12,915        | 0  | 03/16/2022 | \$5,563     | 133            | \$748      |
| 4277 | OUR BLACK PARTY                         |                        | C00749069    | BETTY CRICHLow-EBERHARDT | 02/07/2022   | 7          | \$52,088        | 0  | 03/16/2022 | \$1,318     | 133            | \$1,318    |
| 4278 | PEOPLE FOR ELVIN DOWLING                | ELVIN DOWLING          | C00776518    | ELVIN DOWLING            | 04/04/2022   | *Not Filed | \$1,484         | 0  | 03/16/2022 | \$4,292     | 133            | \$373      |
| 4280 | REBA FOR CONGRESS                       | REBA SHERRILL          | C00729624    | BRYON FREDRICK MCCOMB    |              | Not Filed  | \$400,168 (est) | 5  | 03/16/2022 | \$32,188    | 133            | \$32,188   |
| 4282 | TOGETHER WE THRIVE                      |                        | C00522458    | CHRISTOPHER ZULLO        |              | Not Filed  | \$104,451 (est) | 3  | 03/16/2022 | \$12,519    | 133            | \$12,519   |
| 4284 | WOMEN VOTE SMART                        |                        | C00616912    | AMY S. KREMER            |              | Not Filed  | \$145,616 (est) | 5  | 03/16/2022 | \$16,096    | 133            | \$16,096   |

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

## BEFORE THE FEDERAL ELECTION COMMISSION

|                                      |   |          |
|--------------------------------------|---|----------|
| In the Matter of                     | ) |          |
|                                      | ) |          |
| Administrative Fine Program – Final  | ) |          |
| Determination Recommendation for the | ) |          |
| 2021 Year-End Report:                | ) |          |
| 1199 SERVICE EMPLOYEES INT'L         | ) | AF# 4265 |
| UNION FEDERAL POLITICAL ACTION       | ) |          |
| FUND, and SCHAUB, HELEN as           | ) |          |
| treasurer;                           | ) |          |
| AJA SMITH FOR CONGRESS 2022, and     | ) | AF# 4266 |
| SMITH, AJA as treasurer;             | ) |          |
| AUTOMOBILE CLUB OF MICHIGAN          | ) | AF# 4267 |
| POLITICAL ACTION COMMITTEE, and      | ) |          |
| DRAKE, HEATHER as treasurer;         | ) |          |
| BRAD BARRON FOR US SENATE, and       | ) | AF# 4268 |
| BARRON, JILL M as treasurer;         | ) |          |
| EMILY ROBINSON FOR CONGRESS,         | ) | AF# 4270 |
| and ROBINSON, EMILY as treasurer;    | ) |          |
| FRIENDS OF BARBARA SHARIEF FOR       | ) | AF# 4272 |
| CONGRESS, and SPALDING, SUZETTE      | ) |          |
| as treasurer;                        | ) |          |
| GEORGE MITRIS FOR CONGRESS, and      | ) | AF# 4273 |
| COSTA, THOMAS MR. as treasurer;      | ) |          |
| GREG LIRETTE FOR CONGRESS, and       | ) | AF# 4274 |
| KITCHEN, KEVIN as treasurer;         | ) |          |
| JIMMY RODRIGUEZ FOR CONGRESS,        | ) | AF# 4275 |
| and RODRIGUEZ, JIMMY as treasurer;   | ) |          |
| MATT BERG FOR CONGRESS, and          | ) | AF# 4276 |
| GUNN, GERALD D as treasurer;         | ) |          |
| OUR BLACK PARTY, and CRICHLOW-       | ) | AF# 4277 |
| EBERHARDT, BETTY as treasurer;       | ) |          |
| PEOPLE FOR ELVIN DOWLING, and        | ) | AF# 4278 |
| DOWLING, ELVIN as treasurer;         | ) |          |
| REBA FOR CONGRESS, and MCCOMB,       | ) | AF# 4280 |
| BRYON FREDRICK as treasurer;         | ) |          |
| TOGETHER WE THRIVE, and              | ) | AF# 4282 |
| CHRISTOPHER ZULLO as treasurer;      | ) |          |

UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM) ) AF# 4283  
 'INT'L UNION UNITED AUTOMOBILE AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA  
 UAW, and STUGLIN, FRANK as treasurer;  
 WOMEN VOTE SMART, and KREMER, ) AF# 4284  
 AMY S as treasurer; )

### CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on July 28, 2022 the Commission took the following actions on the Administrative Fine Program – Final Determination Recommendation for the 2021 Year-End Report as recommended in the Reports Analysis Division's Memorandum dated July 27, 2022, on the following committees:

AF#4265 Decided by a vote of 6-0 to: (1) make a final determination that 1199 SERVICE EMPLOYEES INT'L UNION FEDERAL POLITICAL ACTION FUND, and SCHAUB, HELEN 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#4266 Decided by a vote of 6-0 to: (1) make a final determination that AJA SMITH FOR CONGRESS 2022, and SMITH, AJA 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#4267 Decided by a vote of 6-0 to: (1) make a final determination that AUTOMOBILE CLUB OF MICHIGAN POLITICAL ACTION COMMITTEE, and DRAKE, HEATHER 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#4268 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 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#4270 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#4272 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF BARBARA SHARIEF FOR CONGRESS, and SPALDING, SUZETTE 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#4273 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#4274 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#4275 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#4276 Decided by a vote of 6-0 to: (1) make a final determination that MATT BERG FOR CONGRESS, and GUNN, GERALD D 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#4277 Decided by a vote of 6-0 to: (1) make a final determination that OUR BLACK PARTY, and CRICLOW-EBERHARDT, BETTY 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#4278 Decided by a vote of 6-0 to: (1) make a final determination that PEOPLE FOR ELVIN DOWLING, and DOWLING, ELVIN 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#4280 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.

AF#4282 Decided by a vote of 6-0 to: (1) make a final determination that TOGETHER WE THRIVE, and CHRISTOPHER ZULLO 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#4283 Decided by a vote of 6-0 to: (1) make a final determination that UAW - V - CAP (UAW VOLUNTARY COMMUNITY ACTION PROGRAM) 'INT'L UNION UNITED AUTOMOBILE AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA UAW, and STUGLIN, FRANK 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#4284 Decided by a vote of 6-0 to: (1) make a final determination that WOMEN VOTE SMART, and KREMER, AMY S 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  
July 28, 2022



Attest:

**Vicktoria J Allen** Digitally signed by Vicktoria J  
Allen  
Date: 2022.07.28 17:19:44 -04'00'

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Vicktoria J. Allen  
Acting Deputy Secretary of the  
Commission





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

AF

July 29, 2022

Jill M. Barron, in official capacity as Treasurer  
Brad Barron for US Senate  
325 Mouth of Gasper Rd  
Bowling Green, KY 42101

C00723270

AF#: 4268

Dear Jill M. Barron,

On March 16, 2022, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Brad Barron for US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2021 Year-End Report. By letter dated March 18, 2022, the Commission notified you of the RTB finding and the preliminary civil money penalty calculated at the RTB stage to be \$17,885, in accordance with the schedule of penalties at 11 C.F.R. § 111.43.

Since that time, the amount of the civil money penalty has been changed to reflect the actual level of activity of the Year-End Report. The FEC made a final determination on July 28, 2022 that Brad Barron for US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a), assessed no civil money penalty in accordance with 11 C.F.R. § 111.43, and voted to close the file.

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 this matter, please contact Ben Holly on our toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in blue ink, appearing to read "Allen J. Dickerson".

Allen J. Dickerson  
Chairman