



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

July 19, 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
KDR

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

SUBJECT: Reason To Believe Recommendation – 2022 12-Day Pre-Primary Report
(Nevada and South Carolina) for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to timely file the 2022 12-Day Pre-Primary Report for the Nevada and South Carolina Primary Elections in accordance with 52 U.S.C. § 30104(a). The 12-Day Pre-Primary Report was due on June 2, 2022 and the Primary Election was held on June 14, 2022.

The committees listed on the attached RTB Circulation Report failed to file the election sensitive report by the required due date. Election sensitive reports filed more than four days prior to the election are considered late, and reports not filed more than four days prior to the election are considered not filed. In accordance with the schedule of civil money penalties for reports at 11 CFR § 111.43, the 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
2022 PRE-PRIMARY Election Sensitive 06/02/2022 AUTH (NV, SC)

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4336	C00787689	HOCKSTEDLER FOR US SENATE	WILLIAM ERIC HOCKSTEDLER	WILLIAM ERIC HOCKSTEDLER	\$152,019	0	7/15/2022	*Not Filed	\$1,281 (est)	\$748
4337	C00776500	KRYSTLE MATTHEWS FOR SENATE	KRYSTLE MATTHEWS	BRANDE GUILLORY	\$165,012	0	6/9/2022	7	\$9,995	\$248

* The committee did not file their report prior to four (4) days before the primary election; therefore, per 11 C.F.R. 111.43(e), the report is considered to be not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Reason To Believe Recommendation –)
 2022 12-Day Pre-Primary Report (Nevada)
 and South Carolina) for the Administrative)
 Fine Program:)
 HOCKSTEDLER FOR US SENATE, and) AF# 4336
 HOCKSTEDLER, WILLIAM ERIC as)
 treasurer;)
 KRYSTLE MATTHEWS FOR SENATE,) AF# 4337
 and GUILLORY, BRANDE as treasurer;)

CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on July 20, 2022 the Commission took the following actions on the Reason To Believe Recommendation – 2022 12-Day Pre-Primary Report (Nevada and South Carolina) for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated July 19, 2022, on the following committees:

AF#4336 Decided by a vote of 6-0 to: (1) find reason to believe that HOCKSTEDLER FOR US SENATE, and HOCKSTEDLER, WILLIAM ERIC 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#4337 Decided by a vote of 6-0 to: (1) find reason to believe that KRYSTLE MATTHEWS FOR SENATE, and GUILLORY, BRANDE 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
July 20, 2022



July 20, 2022

Date

Attest:

Vicktoria J Allen Digitally signed by Vicktoria J Allen
Date: 2022.07.20 16:09:37 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

July 21, 2022

William Eric Hockstedler, in official capacity as Treasurer
Hockstedler for US Senate
PO Box 2022
Pahrump, NV 89041-2022

C00787689

AF#: 4336

Dear William Eric Hockstedler,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12-Day Pre-Primary Report of Receipts and Disbursements in any calendar year during which there is a regularly scheduled election for which the candidate is seeking election or nomination for election. This report, covering the period April 1, 2022 through May 25, 2022, shall be filed no later than June 2, 2022. 52 U.S.C. § 30104(a). Because records at the Commission indicate that you did not file this report prior to four (4) days before the election, the report is considered not filed for the purpose of calculating the civil money penalty. You should file the 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. § 30109g(a)(4). On July 20, 2022, the FEC found that there is reason to believe ("RTB") that Hockstedler 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 June 2, 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 \$748. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. 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 \$748 is due within forty (40) days of the finding, or by August 29, 2022, and is based on these factors:

Election Sensitivity of Report: Election Sensitive

Level of Activity: \$1,281

Number of Days Late: Not Filed (reports not filed prior to four (4) days before the Primary Election held on June 14, 2022 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

HOCKSTEDLER FOR US SENATE

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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 August 29, 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. 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

HOCKSTEDLER FOR US SENATE

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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.

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 Hockstedler 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 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

HOCKSTEDLER FOR US SENATE

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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 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 \$748 for the Pre-Primary Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form. Please use the details below to complete the required fields. For additional payment options, please contact Ben Holly in the Reports Analysis Division at our toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

COMMITTEE NAME: Hockstedler for US Senate

HOCKSTEDLER FOR US SENATE

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FEC ID#: C00787689

AF#: 4336

PAYMENT DUE DATE: August 29, 2022

PAYMENT AMOUNT DUE: \$748

William Eric Hockstedler
PO Box 2022 (only good to Aug 31,2022)
Pahrump, NV 89041

Physical Address once PO Box is discontinued
William Eric Hockstedler
4621 Suntree CT
Pahrump, NV 89061

August 19, 2022

Reference

HOCKSTEDLER FOR US SENATE

FEC ID#: C00787689

AF#: 4336

PAYMENT DUE DATE: August 29, 2022

PAYMENT AMOUNT DUE: \$748

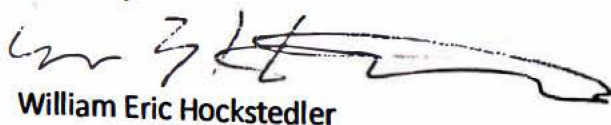
I did not file the 12 day pre primary filing due to the FECfile document being lost or corrupted in a manner that did not allow me to have the data prior to add too. I made several attempts to find/recover the file to no avail. I later decided to file anyway with the Quarterly filing and that data brought my account up to date with the exception that all of my campaign loan data was missing (I could not pay back the loan by candidate in the Quarterly Filing since there was no loan to repay in the dataset.

I was given expert help by Mr. Ben Holly in the Reports Analysis Division at your toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. Mr. Holly was able to help me over the phone manually enter in the Loan by Candidate start dates and expected loan payback dates. Now my record is complete and UpToDate.

I have never been in violation of the filing requirement until this data loss occurred and I beg for forgiveness. I am personally in the hole on this lost campaign. I took in very few contributions and spent my own money and will end up about \$15,000 in the hole. The fine of \$748 would be out of my own pocket and I only came in 5th in the primary. I should have never filed to run had I known that I would have had such an economic issue with this process.

Again, I beg that you please forgive me this one time. I won't do it again. Please let me know by email your decision so that I can relax and rest easier knowing this is solved.
and

Sincerely



William Eric Hockstedler



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 18, 2022

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

AF# 4336 – Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer (C00787689)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$748 civil money penalty.

Reason-to-Believe Background

The 2022 Nevada Pre-Primary Report was due on June 2, 2022. The respondents filed a report covering the reporting period on July 15, 2022, 43 days late.¹ The report is election sensitive and was not filed prior to four days before the 2022 Nevada Primary Election held June 14, 2022; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(2).

On July 20, 2022, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2022 Nevada Pre-Primary Report and made a preliminary determination that the civil money penalty was \$748 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was sent to the respondents’ email address of record from the Reports Analysis Division (“RAD”) on July 21, 2022 to notify them of the Commission’s RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act (“Act”) states that the treasurer of a principal campaign committee shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. 52 U.S.C. § 30104(a)(2)(A)(i) and 11 C.F.R. § 104.5(a)(2)(i). 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).

¹ On 7/15/22, the Committee filed the 2022 July Quarterly Report (4/1/22 – 6/30/22). The report included the 2022 Nevada Pre-Primary Report coverage period of 4/1/22 – 5/25/22.

Summary of Respondents' Challenge

On August 19, 2022, the Commission received the written response (“challenge”) from the Candidate explaining that the Committee’s FECFile datafile was lost or corrupted, which prevented the Committee from having access to data needed to file the 2022 Pre-Primary Report. The Candidate attempted to find or recover the datafile but was unsuccessful. The Candidate filed the 2022 Pre-Primary Report activity with the 2022 July Quarterly Report and later received assistance from a RAD Analyst to accurately report a candidate loan. The Committee’s reports are now complete and current.

The Candidate explains the campaign was self-financed, and he is currently experiencing personal financial hardship. He states this is the Committee’s first violation and requests forgiveness.

Analysis

The Reviewing Officer recognizes that the Candidate may not have had access to its datafile at the time of the 2022 Pre-Primary Report filing deadline of June 2, 2022. However, Commission records indicate the Committee did not request any related assistance prior to filing on July 15, 2022. *See* Attachments 3 and 4. The Reviewing Officer notes that the Commission’s Electronic Filing Office (“EFO”) regularly assists committees with rebuilding datafiles. Had the Committee timely contacted the Commission for assistance, the Committee could have received the necessary guidance to timely file the report.²

The Reviewing Officer recognizes the campaign was largely self-funded and is sympathetic to the Candidate’s financial circumstances. However, in accordance with 11 C.F.R. § 111.35, the FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond the respondents’ control. Inexperience, committee computer/software failures, and negligence are specifically included at 11 C.F.R. § 111.35(d) as examples of a circumstances that will not be considered reasonably unforeseen and beyond the respondents’ control. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) assess a \$748 civil money penalty.

² While the Candidate did not contend he was unaware of the 2022 Nevada Pre-Primary Report filing requirement, the Reviewing Officer confirms that the Commission appropriately notified and reminded the Committee of the filing requirement. *See* Attachments 2, 3, and 4.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4336 involving Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4336 that Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$748 civil money penalty; and
3. Send the appropriate letter.

Attachments

- Attachment 1 –
- Attachment 2 –
- Attachment 3 –
- Attachment 4 – Declaration from RAD
- Attachment 5 – Declaration from OAR

DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission (“Commission”). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Hockstedler for U.S. Senate:
 - A) Non-Filer Letter, dated June 3, 2022, referencing the 2022 12-Day Pre-Primary Report (sent via electronic mail to: bill@victory2022.org and hockstedler@gmail.com);
 - B) Reason-to-Believe Letter, dated July 21, 2022, referencing the 2022 12-Day Pre-Primary Report (sent via electronic mail to: bill@victory2022.org and hockstedler@gmail.com).
4. I hereby certify that I have searched the Commission’s public records and find that Hockstedler for U.S. Senate filed the 2022 July Quarterly Report, which included the coverage dates for 2022 12-Day Primary Report, with the Commission on July 15, 2022.
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 7th day of October, 2022.

Kristin D. Roser

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

June 3, 2022

HOCKSTEDLER, WILLIAM ERIC, TREASURER
HOCKSTEDLER FOR US SENATE
PO BOX 2022
PAHRUMP, NV 890412022

IDENTIFICATION NUMBER: C00787689

REFERENCE: PRE-PRIMARY REPORT (04/01/2022 - 05/25/2022)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

You will be allowed until **5:00 pm est on the fourth (4th) business day** from the date of this notice to file this report to avoid publication. If you have already filed the report by express, certified or registered mail or are planning to file it within four (4) business days from the date of this notice, **please notify us immediately** of the certified, registered or express tracking number and the date that the report was sent.

The report must be filed with the Federal Election Commission, 1050 First Street, NE, Washington, DC 20002. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the state is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

In addition, the failure to timely file this report may result in civil money penalties, an audit or other legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have any questions regarding this matter, please contact Christopher Ritchie in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1146.

HOCKSTEDLER FOR US SENATE

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Sincerely,

A handwritten signature in black ink that reads "Debbie Chacona". The signature is written in a cursive, flowing style.

Deborah Chacona
Assistant Staff Director

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DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission (“Commission”). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee of a candidate shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on June 2, 2022 for the 2022 Nevada Pre-Primary Report to be timely filed.
- 3) I hereby certify that I have searched the Commission’s public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover Page, Summary Page, and Detailed Summary Pages of the 2022 July Quarterly Report filed by Hockstedler for U.S. Senate. The report includes the coverage period of April 1, 2022 through June 30, 2022 and was electronically filed on July 15, 2022
- 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 18th day of October, 2022.

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT

Example: If typing, type over the lines.

12FE4M5

Hockstedler For U.S. Senate

ADDRESS (number and street)

P.O. Box 2022

Check if different than previously reported. (ACC)

Pahrump

NV

89041

CITY

STATE

ZIP CODE

2. FEC IDENTIFICATION NUMBER

C C00787689

3. IS THIS REPORT

NEW

(N)

OR

AMENDED (A)

STATE DISTRICT

NV

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on MM/DD/YYYY

in the State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on MM/DD/YYYY

in the State of

5. Covering Period

MM/DD/YYYY 04/01/2022

through

MM/DD/YYYY 06/30/2022

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

Hockstedler, William, Eric, ,

Type or Print Name of Treasurer

Hockstedler, William, Eric, ,

Signature of Treasurer

[Electronically Filed]

Date

MM/DD/YYYY 07/15/2022

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Table with 8 columns and 1 row for Office Use Only.

FEC FORM 3 (Revised 05/2016)

SUMMARY PAGE
of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name
Hockstedler For U.S. Senate

Report Covering the Period: From: / / To: / /

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))....	1171.46	1171.46
(b) Total Contribution Refunds (from Line 20(d))	0.00	0.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a)).....	1171.46	1171.46
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	970.49	970.49
(b) Total Offsets to Operating Expenditures (from Line 14).....	0.00	0.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a)).....	970.49	970.49
8. Cash on Hand at Close of Reporting Period (from Line 27).....	200.97	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D).....	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D).....	0.00	

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name

Hockstedler For U.S. Senate

Report Covering the Period: From: / / To: / /

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A).....	979.70	979.70
(ii) Unitemized.....	191.76	191.76
(iii) TOTAL of contributions from individuals ▶	1171.46	1171.46
(b) Political Party Committees.....	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) The Candidate.....	0.00	0.00
(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..	1171.46	1171.46
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	0.00	0.00
13. LOANS:		
(a) Made or Guaranteed by the Candidate.....	0.00	0.00
(b) All Other Loans.....	0.00	0.00
(c) TOTAL LOANS (add Lines 13(a) and (b)).....	0.00	0.00
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	0.00	0.00
15. OTHER RECEIPTS (Dividends, Interest, etc.)	0.00	0.00
16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶	1171.46	1171.46

DETAILED SUMMARY PAGE

of Disbursements

FEC Form 3 (Revised 05/2016)

II. DISBURSEMENTS

**COLUMN A
Total This Period**

**COLUMN B
Election Cycle-to-Date**

17. OPERATING EXPENDITURES.....	970.49	970.49
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	0.00	0.00
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate.....	0.00	0.00
(b) Of All Other Loans	0.00	0.00
(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b)).....	0.00	0.00
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0.00	0.00
(b) Political Party Committees.....	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c)).....	0.00	0.00
21. OTHER DISBURSEMENTS	0.00	0.00
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ▶	970.49	970.49

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	0.00
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	1171.46
25. SUBTOTAL (add Line 23 and Line 24).....	1171.46
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	970.49
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	200.97



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 25, 2022

William Eric Hockstedler, in official capacity as Treasurer
Hockstedler for U.S. Senate
4621 Suntree Ct.
Pahrump, NV 89061

C00787689
AF# 4336

Dear Mr. Hockstedler:

On July 20, 2022, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that Hockstedler for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2022 Pre-Primary Report. The Commission also made a preliminary determination that the civil money penalty was \$748 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination and assess a civil money penalty. A copy of the Reviewing Officer’s recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. 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

From: [William Hockstedler](#)
To: [FEC Administrative Fines](#)
Subject: Subject: FEC Reviewing Officer Recommendation in AF# 4336 - Hockstedler for U.S. Senate
Date: Monday, October 31, 2022 12:20:36 AM

Hello Rhiannon, I would like to file a response to the current recommendations regarding the fine in AF #4336. If possible I would like to respond with either a settlement offer that is acceptable to the FEC or if this matter can be set aside or mitigated.

It is my understanding that the laws do allow for the fine in the sense of "May Impose" not "Shall" or "Will". So with the possibility that deference can be considered I will want to ask for that in this matter to lessen the personal impact to me. I know that the FEC does not need my personal money badly enough to want me to suffer personal loss. I know that these fines are for the major law breakers and fraudsters, not me who makes innocent mistakes.

All the Best

Bill Hockstedler



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

January 4, 2023

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

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

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 4336 – Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer (C00787689)

On July 20, 2022, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2022 Nevada Pre-Primary Report and made a preliminary determination that the civil money penalty was \$748 based on the schedule of penalties at 11 C.F.R. § 111.43. On August 19, 2022, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated October 18, 2022 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference.

The Reviewing Officer recognized the campaign was largely self-funded and was sympathetic to the Candidate’s circumstances. However, in accordance with 11 C.F.R. § 111.35, the FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond the respondents’ control. Inexperience, committee computer/software failures, and negligence are specifically included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents’ control. Therefore, the Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) assess a \$748 civil money penalty.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). The Candidate requested that the Commission consider waiving or reducing the penalty to “lessen the personal impact.” See Attachment 1.

While sympathetic to the Candidate’s financial circumstances, the Reviewing Officer’s analysis and recommendations are unchanged. The Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$748 civil money penalty.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4336 involving Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4336 that Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$748 civil money penalty; and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 4336
 Final Determination Recommendation:)
 Hockstedler for U.S. Senate and William)
 Eric Hockstedler, in their official)
 capacity as Treasurer (C00787689))

CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on January 18, 2023, the Commission decided by a vote of 6-0 to take the following actions in AF 4336:

1. Adopt the Reviewing Officer recommendation for AF# 4336 involving Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 4336 that Hockstedler for U.S. Senate and William Eric Hockstedler, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$748 civil money penalty.
3. Send the appropriate letter.

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

Attest:



Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2023.01.19 13:54:16 -05'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 27, 2023

William Eric Hockstedler, in official capacity as Treasurer
Hockstedler for U.S. Senate
4621 Suntree Ct.
Pahrump, NV 89061

C00787689
AF# 4336

Dear Mr. Hockstedler:

On July 20, 2022, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that Hockstedler for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2022 Pre-Primary Report. By letter dated July 21, 2022, the Commission sent notification of the RTB finding that included a civil money penalty calculated at \$748 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On August 19, 2022, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission’s RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Hockstedler for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty in the amount of \$748 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on October 25, 2022.

On January 18, 2023, the Commission adopted the Reviewing Officer’s recommendation and made a final determination that Hockstedler for U.S. Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty of \$748. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the Final Determination Recommendation is attached.

On January 27, 2023, the Commission received your \$748 payment.

If you choose to appeal the final determination, you must submit a written petition requesting that the final determination be modified or set aside. This request must be made within thirty (30) days of receipt of this letter and sent to the U.S. District Court for the district in which the committee or you reside or transact business. *See* 52 U.S.C. § 30109(a)(4)(C)(iii). If

you did not timely raise a factual argument in a challenge to the Commission's RTB finding, your right to present such an argument in an appeal to the U.S. District Court under 52 U.S.C. § 30109 shall be deemed waived. 11 C.F.R. § 111.38.

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

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll-free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,

A handwritten signature in black ink, appearing to read 'Dara Lindenbaum', with a stylized flourish at the end.

Dara Lindenbaum
Chair