

SENSITIVE

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 13, 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 *KDR* / Ben Holly *BH*
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2022 July Quarterly Report for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2022 July Quarterly Report in accordance with 52 U.S.C. § 30104(a). The July Quarterly was due on July 15, 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
2022 JULY QUARTERLY Not Election Sensitive 07/15/2022 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4339	C00719070	AJA SMITH FOR CONGRESS 2022	AJA SMITH	AJA SMITH	\$280,160	1	8/25/2022	*Not Filed	\$4,179	\$466
4340	C00259572	AMERICAN CLEAN POWER ASSOCIATION CLEANPOWER PAC		DIANA GODLEVSKAYA	\$393,721	0	7/22/2022	7	\$108,014	\$2,345
4341	C00438358	AMSTED INDUSTRIES INCORPORATED PAC		TRISTAN PAIGE LOPEZ	\$106,480	3		Not Filed	\$35,493 (est)	\$2,355
4343	C00691832	CHRISTINE FOR CONGRESS	CHRISTINE ALEXANDRIA OLIVO	JESUS OLIVO, JR.	\$260,556	0	7/25/2022	10	\$36,313	\$617
4344	C00789305	CLICK FOR CHANGE	NATHAN CLICK	KATIE LAWSON	\$169,197	0		Not Filed	\$42,299 (est)	\$1,346
4345	C00766840	COLIN WILHELM FOR COLORADO	COLIN WILHELM	MEGAN TEWS	\$584,126	1		Not Filed	\$116,825 (est)	\$8,942
4346	C00764191	CREATE CHANGE NOW		KEN CROW	\$480,825	0		Not Filed	\$240,413 (est)	\$10,332
4347	C00771220	DR. RICHARD WATKINS FOR SENATE	RICHARD LEE WATKINS	LOLITA WYNN	\$215,402	0		Not Filed	\$43,080 (est)	\$1,346
4348	C00717025	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	EMILY ROBINSON	\$120,240	10		Not Filed	\$120,240 (est)	\$25,039
4349	C00743435	FAIRBANKS MORSE, LLC POLITICAL ACTION COMMITTEE		JARED BAREFIELD	\$129,607	0	7/22/2022	7	\$27,677	\$527
4350	C00801605	FORT FOR CONGRESS	VINCENT FORT	DEIDRE BROWN	\$153,137	0		Not Filed	\$76,569 (est)	\$5,563
4351	C00763995	FRIENDS OF BARBARA SHARIEF FOR CONGRESS	BARBARA SHARIEF	SUZETTE SPALDING	\$2,035,991	1	8/25/2022	*Not Filed	\$2,211	\$466
4352	C00718155	FRIENDS OF CINDY BANYAI	CINDY LYN BANYAI	STEPHANIE HOFFMAN	\$108,702	0		Not Filed	\$21,740 (est)	\$748
4353	C00769786	FRIENDS OF JAHMAL COLE	JAHMAL COLE	JAHMAL COLE	\$313,711	0	7/27/2022	12	\$11,439	\$232
4354	C00786384	FRIENDS OF JASON MARINER	JASON MARINER	JASON MARINER	\$254,331	0		Not Filed	\$84,777 (est)	\$5,563
4355	C00796763	FRIENDS OF MARK BAKER	MARK BAKER	O'LILLIAN BAKER	\$240,659	0	7/26/2022	11	\$27,772	\$647
4356	C00792861	FRIENDS OF PAUL SANFORD	PAUL SANFORD	PAUL SANFORD	\$120,908	0		Not Filed	\$40,303 (est)	\$1,346
4358	C00331496	GARY MILLER FOR CONGRESS	GARY G. MILLER	CATHLEEN MILLER	\$143,769	0		Not Filed	\$28,754 (est)	\$1,346
4359	C00736736	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	OFFICE OF TREASURER	\$145,106	7		Not Filed	\$145,106 (est)	\$19,673

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4360	C00765347	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	KEVIN KITCHEN	\$144,587	4		Not Filed	\$144,587 (est)	\$14,308
4361	C00783092	HARBIN FOR GEORGIA, INC	BLAKE HARBIN	BLAKE HARBIN	\$745,087	0		Not Filed	\$248,362 (est)	\$10,332
4362	C00784066	JESSICA TAYLOR FOR SENATE INC.	JESSICA TAYLOR	JESSICA TAYLOR	\$558,503	0		Not Filed	\$186,168 (est)	\$8,743
4363	C00732875	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	JIMMY RODRIGUEZ	\$614,521	8		Not Filed	\$614,521 (est)	\$47,691
4364	C00788547	JOHN PORRO TEXANS FOR	JOHN CHARLES PORRO	JOHN CHARLES PORRO	\$135,724	0	8/8/2022	24	\$164	\$164
4365	C00722207	MARK PUKITA FOR US SENATE 2022	MARK PUKITA	MARK PUKITA	\$957,820	0		Not Filed	\$191,564 (est)	\$8,743
4366	C00777631	MATT RICHARDS FOR CONGRESS	MATT RICHARDS	MATT RICHARDS	\$654,391	0		Not Filed	\$163,598 (est)	\$8,743
4367	C00343590	MECHANICAL CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (MCA-PAC)		JOHN P. MCNERNEY	\$139,984	0	7/27/2022	12	\$11,900	\$232
4368	C00784967	MICHELLE BECKLEY FOR CONGRESS	MICHELLE BECKLEY	MARTIN MIKES	\$196,839	0		Not Filed	\$98,420 (est)	\$5,563
4369	C00797738	MUNROEFORCONGRESS	MICHELLE MUNROE	GWENDOLYN A. LOWE	\$153,660	0	9/9/2022	*Not Filed	\$24,579	\$748
4370	C00782300	MURPHY FOR WI	ADAM CHRISTOPHER MURPHY	PENELOPE FORMELLA	\$370,665	0	8/1/2022	17	\$63,654	\$2,518
4371	C00307397	NATIONAL PAWNBROKERS ASSOCIATION INC POLITICAL ACTION COMMITTEE (NPA-PAC)		DOUGLAS BRASWELL	\$117,327	0	8/3/2022	19	\$8,500	\$188
4372	C00766659	NOVEMBER COALITION		COLIN DELIA	\$622,195	0	7/26/2022	11	\$359,451	\$6,667
4373	C00749069	OUR BLACK PARTY		BETTY CRICHLow-EBERHARDT	\$272,918	1	7/26/2022	11	\$109,476	\$3,926
4374	C00754283	PATRIOTS FOR AMERICAN LEADERSHIP		EDDIE SHIVERS	\$633,212	1		Not Filed	\$158,303 (est)	\$10,928
4375	C00765909	PULLIAM'S COMMITTEE	ALANDER PULLIAM	TAKARI GREEN	\$153,100	0	8/5/2022	21	\$18,100	\$286
4376	C00729624	REBA FOR CONGRESS	REBA SHERRILL	BRYON FREDRICK MCCOMB	\$400,168	7		Not Filed	\$400,168 (est)	\$39,341
4377	C00778589	STURM4CONGRESS	SCOTT WILLIAM STURM	WILLIAM STURM	\$134,227	0		Not Filed	\$26,845 (est)	\$1,346
4378	C00688069	SUPPORT AMERICAN LEADERS PAC		MATTHEW NELSON TUNSTALL	\$464,815	4		Not Filed	\$154,938 (est)	\$17,486
4379	C00739581	THE BILLY PREMPEH FOR CONGRESS COMMITTEE	WILLIAM SREBOE PREMPEH	BILLY PREMPEH	\$460,155	0	8/26/2022	*Not Filed	\$36,877	\$1,346
4380	C00626564	THE SEASONAL EMPLOYER PAC		PETER DELANY, JR.	\$197,011	1	7/31/2022	16	\$42,011	\$996

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4381	C00522458	TOGETHER WE THRIVE		CHRISTOPHER ZULLO	\$104,451	5		Not Filed	\$104,451 (est)	\$16,096
4382	C00812321	WES NOFIRE FOR CONGRESS	JOHN WESLEY NOFIRE	MICHAEL STOPP	\$171,263	0		Not Filed	\$171,263 (est)	\$8,743
4383	C00616912	WOMEN VOTE SMART		AMY S. KREMER	\$145,616	7		Not Filed	\$145,616 (est)	\$19,673

* 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)	
)	
Reason To Believe Recommendation –)	
2022 July Quarterly Report for the)	
Administrative Fine Program:)	
AJA SMITH FOR CONGRESS 2022, and	)	AF# 4339
SMITH, AJA as treasurer;)	
AMERICAN CLEAN POWER	)	AF# 4340
ASSOCIATION CLEANPOWER PAC,)	
and GODLEVSKAYA, DIANA as)	
treasurer;)	
AMSTED INDUSTRIES	)	AF# 4341
INCORPORATED PAC, and LOPEZ,)	
TRISTAN PAIGE as treasurer;)	
CHRISTINE FOR CONGRESS, and	)	AF# 4343
OLIVO, JESUS JR. as treasurer;)	
CLICK FOR CHANGE, and LAWSON,	)	AF# 4344
KATIE as treasurer;)	
COLIN WILHELM FOR COLORADO,	)	AF# 4345
and TEWS, MEGAN as treasurer;)	
CREATE CHANGE NOW, and CROW,	)	AF# 4346
KEN as treasurer;)	
DR. RICHARD WATKINS FOR SENATE,	)	AF# 4347
and WYNN, LOLITA as treasurer;)	
EMILY ROBINSON FOR CONGRESS,	)	AF# 4348
and ROBINSON, EMILY as treasurer;)	
FAIRBANKS MORSE, LLC POLITICAL	)	AF# 4349
ACTION COMMITTEE, and)	
BAREFIELD, JARED as treasurer;)	
FORT FOR CONGRESS, and BROWN,	)	AF# 4350
DEIDRE as treasurer;)	
FRIENDS OF BARBARA SHARIEF FOR	)	AF# 4351
CONGRESS, and SPALDING, SUZETTE)	
as treasurer;)	
FRIENDS OF CINDY BANYAI, and	)	AF# 4352
HOFFMAN, STEPHANIE as treasurer;)	
FRIENDS OF JAHMAL COLE, and	)	AF# 4353
COLE, JAHMAL as treasurer;)	
FRIENDS OF JASON MARINER, and	)	AF# 4354
JASON MARINER as treasurer;)	
FRIENDS OF MARK BAKER, and)	AF# 4355
BAKER, O'LILLIAN as treasurer;)	

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FRIENDS OF PAUL SANFORD, and)	AF# 4356
SANFORD, PAUL SANFORD as treasurer;)	
GARY MILLER FOR CONGRESS, and)	AF# 4358
MILLER, CATHLEEN as treasurer;)	
GEORGE MITRIS FOR CONGRESS, and	)	AF# 4359
OFFICE OF TREASURER as treasurer;)	
GREG LIRETTE FOR CONGRESS, and	)	AF# 4360
KITCHEN, KEVIN as treasurer;)	
HARBIN FOR GEORGIA, INC, and	)	AF# 4361
HARBIN, BLAKE as treasurer;)	
JESSICA TAYLOR FOR SENATE INC.,	)	AF# 4362
and TAYLOR, JESSICA as treasurer;)	
JIMMY RODRIGUEZ FOR CONGRESS,	)	AF# 4363
and RODRIGUEZ, JIMMY as treasurer;)	
JOHN PORRO TEXANS FOR, and	)	AF# 4364
PORRO, JOHN CHARLES as treasurer;)	
)	
MARK PUKITA FOR US SENATE 2022,	)	AF# 4365
and PUKITA, MARK as treasurer;)	
MATT RICHARDS FOR CONGRESS, and	)	AF# 4366
RICHARDS, MATT as treasurer;)	
MECHANICAL CONTRACTORS	)	AF# 4367
ASSOCIATION OF AMERICA)	
POLITICAL ACTION COMMITTEE)	
(MCA-PAC), and JOHN, MCNERNEY P.)	
as treasurer;)	
MICHELLE BECKLEY FOR CONGRESS,	)	AF# 4368
and MIKES, MARTIN as treasurer;)	
MUNROEFORCONGRESS, and LOWE,	)	AF# 4369
GWENDOLYN A as treasurer;)	
MURPHY FOR WI, and FORMELLA,	)	AF# 4370
PENELOPE as treasurer;)	
NATIONAL PAWNBROKERS	)	AF# 4371
ASSOCIATION INC POLITICAL)	
ACTION COMMITTEE (NPA-PAC), and)	
BRASWELL, DOUGLAS as treasurer;)	
NOVEMBER COALITION, and DELIA,	)	AF# 4372
COLIN as treasurer;)	
OUR BLACK PARTY, and CRICHLow-	)	AF# 4373
EBERHARDT, BETTY as treasurer;)	
PATRIOTS FOR AMERICAN	)	AF# 4374
LEADERSHIP, and SHIVERS, EDDIE as)	
treasurer;)	
PULLIAM'S COMMITTEE, and GREEN,)	AF# 4375
TAKARI as treasurer;)	

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REBA FOR CONGRESS, and MCCOMB,)	AF# 4376
BRYON FREDRICK as treasurer;)	
STURM4CONGRESS, and STURM,)	AF# 4377
WILLIAM as treasurer;)	
SUPPORT AMERICAN LEADERS PAC,	)	AF# 4378
and TUNSTALL, MATTHEW NELSON as)	
treasurer;)	
THE BILLY PREMPEH FOR CONGRESS	)	AF# 4379
COMMITTEE, and PREMPEH, BILLY as)	
treasurer;)	
THE SEASONAL EMPLOYER PAC, and	)	AF# 4380
DELANY, PETER JR. as treasurer;)	
TOGETHER WE THRIVE, and	)	AF# 4381
CHRISTOPHER ZULLO as treasurer;)	
WES NOFIRE FOR CONGRESS, and	)	AF# 4382
STOPP, MICHAEL as treasurer;)	
WOMEN VOTE SMART, and KREMER,	)	AF# 4383
AMY S as treasurer;)	

SECOND AMENDED CERTIFICATION

I, Laura E. Sinram, Secretary and Clerk of the Federal Election Commission, do hereby certify that on September 22, 2022 the Commission took the following actions on the Reason To Believe Recommendation – 2022 July Quarterly Report for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated September 13, 2022, subject to the Notice of Errata Memorandum dated September 19, 2022, on the following committees:

AF#4339 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4340 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN CLEAN POWER ASSOCIATION CLEANPOWER PAC, and GODLEVSKAYA, DIANA 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4341 Decided by a vote of 6-0 to: (1) find reason to believe that AMSTED INDUSTRIES INCORPORATED PAC, and LOPEZ, TRISTAN PAIGE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4343 Decided by a vote of 6-0 to: (1) find reason to believe that CHRISTINE FOR CONGRESS, and OLIVO, JESUS JR. 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4344 Decided by a vote of 6-0 to: (1) find reason to believe that CLICK FOR CHANGE, and LAWSON, KATIE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4345 Decided by a vote of 6-0 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4346 Decided by a vote of 6-0 to: (1) find reason to believe that CREATE CHANGE NOW, and CROW, KEN 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4347 Decided by a vote of 6-0 to: (1) find reason to believe that DR. RICHARD WATKINS FOR SENATE, and WYNN, LOLITA 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4348 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4349 Decided by a vote of 6-0 to: (1) find reason to believe that FAIRBANKS MORSE, LLC POLITICAL ACTION COMMITTEE, and BAREFIELD, JARED 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4350 Decided by a vote of 6-0 to: (1) find reason to believe that FORT FOR CONGRESS, and BROWN, DEIDRE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4351 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4352 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF CINDY BANYAI, and HOFFMAN, STEPHANIE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4353 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF JAHMAL COLE, and COLE, JAHMAL 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4354 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF JASON MARINER, and JASON MARINER 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4355 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF MARK BAKER, and BAKER, O'LILLIAN 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4356 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF PAUL SANFORD, and SANFORD, PAUL 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4358 Decided by a vote of 6-0 to: (1) find reason to believe that GARY MILLER FOR CONGRESS, and MILLER, CATHLEEN 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4359 Decided by a vote of 6-0 to: (1) find reason to believe that GEORGE MITRIS FOR CONGRESS, and OFFICE OF 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4360 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4361 Decided by a vote of 6-0 to: (1) find reason to believe that HARBIN FOR GEORGIA, INC, and HARBIN, BLAKE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4362 Decided by a vote of 6-0 to: (1) find reason to believe that JESSICA TAYLOR FOR SENATE INC., and TAYLOR, JESSICA 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4363 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4364 Decided by a vote of 6-0 to: (1) find reason to believe that JOHN PORRO TEXANS FOR, and PORRO, JOHN CHARLES 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4365 Decided by a vote of 6-0 to: (1) find reason to believe that MARK PUKITA FOR US SENATE 2022, and PUKITA, MARK 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4366 Decided by a vote of 6-0 to: (1) find reason to believe that MATT RICHARDS FOR CONGRESS, and RICHARDS, MATT 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4367 Decided by a vote of 6-0 to: (1) find reason to believe that MECHANICAL CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (MCA-PAC), and JOHN, MCNERNEY P. 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4368 Decided by a vote of 6-0 to: (1) find reason to believe that MICHELLE BECKLEY FOR CONGRESS, and MIKES, MARTIN 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4369 Decided by a vote of 6-0 to: (1) find reason to believe that MUNROEFORCONGRESS, and LOWE, GWENDOLYN A 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4370 Decided by a vote of 6-0 to: (1) find reason to believe that MURPHY FOR WI, and FORMELLA, PENELOPE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4371 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL PAWNBROKERS ASSOCIATION INC POLITICAL ACTION COMMITTEE (NPA-PAC), and BRASWELL, DOUGLAS 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4372 Decided by a vote of 6-0 to: (1) find reason to believe that NOVEMBER COALITION, and DELIA, COLIN 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4373 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4374 Decided by a vote of 6-0 to: (1) find reason to believe that PATRIOTS FOR AMERICAN LEADERSHIP, and SHIVERS, EDDIE 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4375 Decided by a vote of 6-0 to: (1) find reason to believe that PULLIAM'S COMMITTEE, and GREEN, TAKARI 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4376 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4377 Decided by a vote of 6-0 to: (1) find reason to believe that STURM4CONGRESS, and STURM, WILLIAM 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4378 Decided by a vote of 6-0 to: (1) find reason to believe that SUPPORT AMERICAN LEADERS PAC, and TUNSTALL, MATTHEW NELSON 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4379 Decided by a vote of 6-0 to: (1) find reason to believe that THE BILLY PREMPEH FOR CONGRESS COMMITTEE, and PREMPEH, BILLY 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

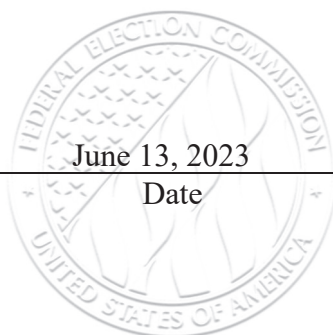
AF#4380 Decided by a vote of 6-0 to: (1) find reason to believe that THE SEASONAL EMPLOYER PAC, and DELANY, PETER JR. in their official capacity as

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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4381 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4382 Decided by a vote of 6-0 to: (1) find reason to believe that WES NOFIRE FOR CONGRESS, and STOPP, MICHAEL 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4383 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, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.



Attest:

**Laura e
Sinram**

Laura E. Sinram
 Secretary and Clerk of the Commission

Digitally signed by
 Laura e Sinram
 Date: 2023.06.13
 10:29:58 -04'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

September 27, 2022

Mark Pukita, in official capacity as Treasurer
Mark Pukita for US Senate 2022
4467 Donegal Cliffs Drive
Dublin, OH 43017

C00722207

AF#: 4365

Dear Mark Pukita,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period April 1, 2022 through June 30, 2022, shall be filed no later than July 15, 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. § 30109g(a)(4). On September 22, 2022, the FEC found that there is reason to believe ("RTB") that Mark Pukita for US Senate 2022 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 July 15, 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 \$8,743. 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 \$8,743 is due within forty (40) days of the finding, or by November 1, 2022, and is based on these factors:

Sensitivity of Report: Not Election Sensitive
Level of Activity: \$191,564
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:

MARK PUKITA FOR US SENATE 2022

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 November 1, 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 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.

MARK PUKITA FOR US SENATE 2022

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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 Mark Pukita for US Senate 2022 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.

MARK PUKITA FOR US SENATE 2022

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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 \$8,743 for the July Quarterly Report.

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

COMMITTEE NAME: Mark Pukita for US Senate 2022

FEC ID#: C00722207

MARK PUKITA FOR US SENATE 2022

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AF#: 4365

PAYMENT DUE DATE: November 1, 2022

PAYMENT AMOUNT DUE: \$8,743



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

May 17, 2023

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: Administrative Fine Program – Final Determination Recommendation for the
2022 July 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 2022 July Quarterly 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, RAD is recommending that the Commission take no action against Support American Leaders PAC (AF 4378) and desist from pursuing this Committee in future Administrative Fine Recommendations.

Support American Leaders PAC was the subject of five (5) Administrative Fine matters in which the Committee was assessed civil money penalties totaling \$76,500 (AF cases 3828, 3900, 3950, 4187, and 4319). The Committee paid \$55 towards these fines and all of these cases have been transferred to the U. S. Department of the Treasury (“Treasury”) for collection.

The last report filed by the Committee was the 2021 Year-End Report on January 4, 2022, disclosing an ending cash-on-hand balance of negative \$267,554.80. The Committee has not responded to Commission requests to file missing reports. Further, the Committee’s Treasurer, Matthew Tunstall, was recently convicted on charges related to the operation of this PAC¹.

For your information, fifteen (15) 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.

Amsted Industries Incorporated PAC (AF 4341) filed the 2022 July Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$7,250 (previously estimated to be \$35,493), thus the fine would be lowered from \$2,355 to \$784. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund for the difference (\$1,571).

Click for Change (AF 4344) disclosed no activity after the RTB finding (previously estimated to be \$42,299), which would result in no civil money penalty (fine previously assessed to be \$1,346).

Colin Wilhelm for Colorado (AF 4345) disclosed no activity after the RTB finding (previously estimated to be \$116,825), which would result in no civil money penalty (fine previously assessed to be \$8,942).

Create Change Now (AF 4346) filed the 2022 July Quarterly Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than

¹Per the United States District Court Western District of Texas (Case 1:21-CR-00223-LY), Mr. Tunstall was sentenced to one hundred and twenty (120) months of imprisonment on April 24, 2023.
<https://storage.courtlistener.com/recap/gov.uscourts.txwd.1152054/gov.uscourts.txwd.1152054.138.0.pdf>

that assessed at RTB. The committee disclosed total receipts and disbursements of \$10,894 (previously estimated to be \$240,413), thus the fine would be lowered from \$10,332 to \$748.

Dr. Richard Watkins for Senate (AF 4347) filed the 2022 July 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 \$0 (previously estimated to be \$43,080), thus the fine would be lowered from \$1,346 to \$0.

Fort for Congress (AF 4350) filed an FEC Form 99 (Miscellaneous Text Submission) 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 \$69,878 (previously estimated to be \$76,569), thus the fine would be lowered from \$5,563 to \$4,292.

Friends of Jason Mariner (AF 4354) disclosed no activity after the RTB finding (previously estimated to be \$84,777), which would result in no civil money penalty (fine previously assessed to be \$5,563).

Friends of Paul Sanford (AF 4356) filed the 2022 July 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 \$19,819 (previously estimated to be \$40,303), thus the fine would be lowered from \$1,346 to \$748.

Gary Miller for Congress (AF 4358) filed an FEC Form 99 (Miscellaneous Text Submission) 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 \$4,553 (previously estimated to be \$28,754), thus the fine would be lowered from \$1,346 to \$373.

Harbin for Georgia, Inc. (AF 4361) filed the 2022 July 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 \$98,411 (previously estimated to be \$248,362), thus the fine would be lowered from \$10,332 to \$5,563.

Jessica Taylor for Senate Inc. (AF 4362) filed the 2022 July 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 \$20,100 (previously estimated to be \$186,168), thus the fine would be lowered from \$8,743 to \$748.

Matt Richards for Congress (AF 4366) disclosed no activity after the RTB finding (previously estimated to be \$163,598), which would result in no civil money penalty (fine previously assessed to be \$8,743).

Patriots for American Leadership (AF 4374) disclosed no activity after the RTB finding (previously estimated to be \$158,303), which would result in no civil money penalty (fine previously assessed to be \$10,928).

Sturm4Congress (AF 4377) filed an FEC Form 99 (Miscellaneous Text Submission) 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 no activity after the RTB finding (previously estimated to be \$26,845), thus the fine would be lowered from \$1,346 to \$0. The committee paid the civil money penalty assessed at RTB; we will therefore issue a refund for the difference (\$1,346).

Wes Nofire for Congress (AF 4382) filed the 2022 July 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 \$136,650 (previously estimated to be \$171,263), thus the fine would be lowered from \$8,743 to \$7,154.

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

American Clean Power Association CLEANPOWER PAC (AF 4340) filed an Amended Statement of Organization after the RTB finding designating Biljana Kaumaya as Treasurer.

An explanation of the civil money penalty calculation for one (1) committee has been provided below.

Mark Pukita for US Senate 2022 (AF 4365) was required to file a 2022 July Quarterly Report (Q2) covering April 14, 2022 through June 30, 2022 (78 days). On October 15, 2022, the committee filed a 2022 July Quarterly Report covering April 1, 2022 through June 30, 2022 (91 days). We utilized a three-step method to arrive at the activity on which to base the Q2 fine amount. First, we took the sum of all itemized receipts and disbursements that were disclosed during the required filing dates. Second, if the committee had any unitemized activity, a per diem level of this activity was calculated by multiplying the total amount of unitemized activity on the report by 85.71% (78 days (Committee's Required Q2 Filing Period)/91 days (Regular Q2 Filing Period)). Third, we took the sum of the amounts calculated in steps one and two to arrive at the level of activity assigned to the Q2.

RAD Recommendation

- (1) Take no action against Support American Leaders PAC (AF 4378), and its treasurer, in their official capacity, and exclude the committee from future Administrative Fine recommendations.
- (2) 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.
- (3) Make a final determination that the political committees and their treasurers, 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.
- (4) Send the appropriate letters.

Federal Election Commission
FD Circulation Report Fine Paid
2022 JULY QUARTERLY Not Election Sensitive 07/15/2022 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
4340	AMERICAN CLEAN POWER ASSOCIATION CLEANPOWER PAC		C00259572	BILJANA KAUMAYA	07/22/2022	7	\$210,949	0	09/22/2022	\$2,345	\$2,345	10/13/2022	\$2,345
4341	AMSTED INDUSTRIES INCORPORATED PAC		C00438358	TRISTAN PAIGE LOPEZ	10/19/2022	*Not Filed	\$7,250	3	09/22/2022	\$2,355	\$784	10/28/2022	**\$2,355
4349	FAIRBANKS MORSE, LLC POLITICAL ACTION COMMITTEE		C00743435	JARED BAREFIELD	07/22/2022	7	\$27,677	0	09/22/2022	\$527	\$527	09/27/2022	\$527
4351	FRIENDS OF BARBARA SHARIEF FOR CONGRESS	BARBARA SHARIEF	C00763995	SUZETTE SPALDING	08/25/2022	*Not Filed	\$2,211	1	09/22/2022	\$466	\$466	03/24/2023	\$466
4355	FRIENDS OF MARK BAKER	MARK BAKER	C00796763	O'LILLIAN BAKER	07/26/2022	11	\$27,772	0	09/22/2022	\$647	\$647	10/24/2022	\$647
4358	GARY MILLER FOR CONGRESS	GARY G. MILLER	C00331496	CATHLEEN MILLER		***Not Filed	\$4,553	0	09/22/2022	\$1,346	\$373	10/31/2022	\$373
4364	JOHN PORRO TEXANS FOR	JOHN CHARLES PORRO	C00788547	JOHN CHARLES PORRO	08/08/2022	24	\$164	0	09/22/2022	\$164	\$164	10/31/2022	\$164
4367	MECHANICAL CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (MCA-PAC)		C00343590	JOHN P. MCNERNEY	07/27/2022	12	\$11,900	0	09/22/2022	\$232	\$232	10/14/2022	\$232
4369	MUNROEFORCONGRESS	MICHELLE MUNROE	C00797738	GWENDOLYN A. LOWE	09/09/2022	*Not Filed	\$24,579	0	09/22/2022	\$748	\$748	10/03/2022	\$748
4370	MURPHY FOR WI	ADAM CHRISTOPHER MURPHY	C00782300	PENELOPE FORMELLA	08/01/2022	17	\$63,654	0	09/22/2022	\$2,518	\$2,518	11/01/2022	\$2,518
4371	NATIONAL PAWNBROKERS ASSOCIATION INC POLITICAL ACTION COMMITTEE (NPA-PAC)		C00307397	DOUGLAS BRASWELL	08/03/2022	19	\$8,500	0	09/22/2022	\$188	\$188	10/07/2022	\$188
4372	NOVEMBER COALITION		C00766659	COLIN DELIA	07/26/2022	11	\$359,423	0	09/22/2022	\$6,667	\$6,667	10/30/2022	\$6,667
4377	STURM4CONGRESS	SCOTT WILLIAM STURM	C00778589	WILLIAM STURM		****Not Filed	\$0	0	09/22/2022	\$1,346	NONE	10/28/2022	**\$1,346

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

** This committee disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty and will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding. This committee paid the civil money penalty assessed at RTB; therefore, we will issue a refund for the difference.

*** Per CFR § 104.18, this committee is required to file electronic reports. The committee filed the 2022 July Quarterly Report on paper; therefore, the report is considered not filed. Although not considered an acceptable filing, the financial activity on the paper report was used to calculate the committee's level of activity for the reporting period.

**** The committee filed a Form 99 (Miscellaneous Text Document) disclosing no activity for the 2022 July Quarterly reporting period.

Federal Election Commission
FD Circulation Report Fine Not Paid
2022 JULY QUARTERLY Not Election Sensitive 07/15/2022 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
4339	AJA SMITH FOR CONGRESS 2022	AJA SMITH	C00719070	AJA SMITH	08/25/2022	*Not Filed	\$4,179	1	09/22/2022	\$466	237	\$466
4343	CHRISTINE FOR CONGRESS	CHRISTINE ALEXANDRIA OLIVO	C00691832	JESUS OLIVO, JR.	07/25/2022	10	\$36,313	0	09/22/2022	\$617	237	\$617
4344	CLICK FOR CHANGE	NATHAN CLICK	C00789305	KATIE LAWSON		**Not Filed	\$0	0	09/22/2022	\$1,346	237	NONE
4345	COLIN WILHELM FOR COLORADO	COLIN WILHELM	C00766840	MEGAN TEWS		**Not Filed	\$0	1	09/22/2022	\$8,942	237	NONE
4346	CREATE CHANGE NOW		C00764191	KEN CROW	10/27/2022	*Not Filed	\$10,894	0	09/22/2022	\$10,332	237	\$748
4347	DR. RICHARD WATKINS FOR SENATE	RICHARD LEE WATKINS	C00771220	LOLITA WYNN	10/26/2022	*Not Filed	\$0	0	09/22/2022	\$1,346	237	NONE
4348	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	C00717025	EMILY ROBINSON		Not Filed	\$120,240 (est)	10	09/22/2022	\$25,039	237	\$25,039
4350	FORT FOR CONGRESS	VINCENT FORT	C00801605	DEIDRE BROWN		***Not Filed	\$69,878	0	09/22/2022	\$5,563	237	\$4,292
4352	FRIENDS OF CINDY BANYAI	CINDY LYN BANYAI	C00718155	STEPHANIE HOFFMAN	10/12/2022	*Not Filed	\$43,151	0	09/22/2022	\$748	237	\$748
4353	FRIENDS OF JAHMAL COLE	JAHMAL COLE	C00769786	JAHMAL COLE	07/27/2022	12	\$11,439	0	09/22/2022	\$232	237	\$232
4354	FRIENDS OF JASON MARINER	JASON MARINER	C00786384	JASON MARINER		**Not Filed	\$0	0	09/22/2022	\$5,563	237	NONE
4356	FRIENDS OF PAUL SANFORD	PAUL SANFORD	C00792861	PAUL SANFORD	01/03/2023	*Not Filed	\$19,819	0	09/22/2022	\$1,346	237	\$748
4359	GEORGE MITRIS FOR CONGRESS	GEORGE MITRIS	C00736736	OFFICE OF TREASURER		Not Filed	\$145,106 (est)	7	09/22/2022	\$19,673	237	\$19,673
4360	GREG LIRETTE FOR CONGRESS	GREGORY LIRETTE	C00765347	KEVIN KITCHEN		Not Filed	\$144,587 (est)	4	09/22/2022	\$14,308	237	\$14,308
4361	HARBIN FOR GEORGIA, INC	BLAKE HARBIN	C00783092	BLAKE HARBIN	05/12/2023	*Not Filed	\$98,411	0	09/22/2022	\$10,332	237	\$5,563
4362	JESSICA TAYLOR FOR SENATE INC.	JESSICA TAYLOR	C00784066	JESSICA TAYLOR	04/07/2023	*Not Filed	\$20,100	0	09/22/2022	\$8,743	237	\$748
4363	JIMMY RODRIGUEZ FOR CONGRESS	JIMMY RODRIGUEZ	C00732875	JIMMY RODRIGUEZ		Not Filed	\$614,521 (est)	8	09/22/2022	\$47,691	237	\$47,691
4365	MARK PUKITA FOR US SENATE 2022	MARK PUKITA	C00722207	MARK PUKITA	10/15/2022	*Not Filed	\$358,443 (est)	0	09/22/2022	\$8,743	237	\$8,743
4366	MATT RICHARDS FOR CONGRESS	MATT RICHARDS	C00777631	MATT RICHARDS		**Not Filed	\$0	0	09/22/2022	\$8,743	237	NONE
4368	MICHELLE BECKLEY FOR CONGRESS	MICHELLE BECKLEY	C00784967	MARTIN MIKES		Not Filed	\$98,420 (est)	0	09/22/2022	\$5,563	237	\$5,563
4373	OUR BLACK PARTY		C00749069	BETTY CRICHLAW-EBERHARDT	07/26/2022	11	\$109,476	1	09/22/2022	\$3,926	237	\$3,926
4374	PATRIOTS FOR AMERICAN LEADERSHIP		C00754283	EDDIE SHIVERS		**Not Filed	\$0	1	09/22/2022	\$10,928	237	NONE
4375	PULLIAM'S COMMITTEE	ALANDER PULLIAM	C00765909	TAKARI GREEN	08/05/2022	21	\$18,100	0	09/22/2022	\$286	237	\$286
4376	REBA FOR CONGRESS	REBA SHERRILL	C00729624	BRYON FREDRICK MCCOMB		Not Filed	\$400,168 (est)	7	09/22/2022	\$39,341	237	\$39,341
4378	SUPPORT AMERICAN LEADERS PAC		C00688069	MATTHEW NELSON TUNSTALL		Not Filed	\$154,938 (est)	4	09/22/2022	\$17,486	237	NFA
4379	THE BILLY PREMPEH FOR CONGRESS COMMITTEE	WILLIAM SREBOE PREMPEH	C00739581	BILLY PREMPEH	08/26/2022	*Not Filed	\$36,877	0	09/22/2022	\$1,346	237	\$1,346
4380	THE SEASONAL EMPLOYER PAC		C00626564	PETER DELANY, JR.	07/31/2022	16	\$42,011	1	09/22/2022	\$996	237	\$996

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
4381	TOGETHER WE THRIVE		C00522458	CHRISTOPHER ZULLO		Not Filed	\$104,451 (est)	5	09/22/2022	\$16,096	237	\$16,096
4382	WES NOFIRE FOR CONGRESS	JOHN WESLEY NOFIRE	C00812321	MICHAEL STOPP	09/28/2022	*Not Filed	\$136,650	0	09/22/2022	\$8,743	237	\$7,154
4383	WOMEN VOTE SMART		C00616912	AMY S. KREMER		Not Filed	\$145,616 (est)	7	09/22/2022	\$19,673	237	\$19,673

* 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 2022 July Quarterly reporting period.

*** Per CFR § 104.18, this committee is required to file electronic reports. The committee filed the 2022 July Quarterly Report on paper; therefore, the report is considered not filed. Although not considered an acceptable filing, the financial activity on the paper report was used to calculate the committee's level of activity for the reporting period.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 4365
 Administrative Fine Program – Final)
 Determination Recommendation for the)
 2022 July Quarterly Report: Mark Pukita)
 for US Senate 2022 and Mark Pukita in)
 his official capacity as treasurer)

CERTIFICATION

I, Vicktoria J. Allen, Deputy Secretary of the Federal Election Commission, do hereby certify that on May 24, 2023, the Commission decided by a vote of 5-0 to take the following actions in AF 4365:

1. Make a final determination that Mark Pukita for US Senate 2022 and Mark Pukita in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and assess the final civil money penalty in the amount of \$8,743.
2. Send the appropriate letter.

Commissioners Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision. Commissioner Broussard did not vote.

Attest:



Vicktoria J Allen Digitally signed by Vicktoria J Allen
Date: 2023.05.24 15:00:59 -04'00'

Vicktoria J. Allen
 Deputy Secretary of the
 Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

May 25, 2023

Mark Pukita, in official capacity as Treasurer
Mark Pukita for US Senate 2022
4467 Donegal Cliffs Drive
Dublin, OH 43017

C00722207

AF#: 4365
FINE: \$8,743

Dear Mark Pukita,

On September 22, 2022, the Federal Election Commission (the "Commission" or "FEC") found reason to believe ("RTB") that Mark Pukita for US Senate 2022 and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2022 July Quarterly Report. By letter dated September 27, 2022, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage to be \$8,743, in accordance with the schedule of penalties at 11 C.F.R. § 111.43. Within forty (40) days of the Commission'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 level of activity has been changed to reflect the actual level of activity of the July Quarterly Report. The Commission made a final determination on May 24, 2023 that Mark Pukita for US Senate 2022 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 \$8,743, 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: \$358,443

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:

MARK PUKITA FOR US SENATE 2022

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

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

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

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701, et seq. If you do not pay this debt within 30 days and do not appeal the Commission's final determination to the U.S. District Court (see above), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Treasury will contact you to request payment within 5 days of receiving the debt. 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. 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 decide to pay the civil money penalty, please follow the payment instructions below. You should make payment within 30 days of receipt of this letter.

MARK PUKITA FOR US SENATE 2022

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You may remit payment by Automated Clearinghouse ("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 <http://www.fec.gov/af/pay.shtml> to be directed to Pay.gov's Administrative Fine Program Payment form. Please use the details above to complete the required fields.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

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.

Settlement Offers

Any offer to settle or compromise a debt owed to the Commission will be rejected. This includes 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. 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.

MARK PUKITA FOR US SENATE 2022

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On behalf of the Commission,

A handwritten signature in black ink, appearing to read 'Dara Lindenbaum', with a long horizontal flourish extending to the right.

Dara Lindenbaum
Chair