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By Office of the Commission Secretary at 12:35 pm, Feb 21, 2023



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

February 21, 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* *BH*
Kristin D. Roser/Ben Holly
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2022 12-Day Pre-General Report
(Unauthorized Committees – Quarterly Filers) for the Administrative Fine
Program

Attached is a list of political committees and their treasurers who failed to file or timely file the 2022 12-Day Pre-General Report in accordance with 52 U.S.C. § 30104(a). The list is comprised of unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2022 through October 19, 2022, and failed to file or timely file the 2022 12-Day Pre-General Report.

The committees listed on the attached RTB Circulation Report failed to file the report prior to four (4) days before the General Election (considered a non-filed report). In accordance with the schedule of civil money penalties at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

As noted above, the 2022 12-Day Pre-General Report circulation list includes unauthorized quarterly filers that made General Election contributions or expenditures from October 1, 2022 through October 19, 2022, but failed to file or timely file the 2022 12-Day Pre-General Election

Report. In order to accurately identify these committees for administrative fine purposes, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 12-Day Pre-General Report (12G) submitted by an unauthorized quarterly filer was reviewed to ensure that it disclosed General Election contributions or expenditures made during the coverage dates of the report. Any report meeting this definition that was filed late is included in the list. Any report not disclosing general election contributions or expenditures during this period is not included in the list, as it is not a required filing.
- Every 30-Day Post-General Report (30G) submitted by an unauthorized quarterly filer that covered the period from October 1, 2022 through November 28, 2022 (59 days) was reviewed for activity which would have required the filing of a 12G. If our research indicated that a 12G was required, we utilized a three-step method to arrive at the activity on which to base the 12G fine amount. First, we took the sum of all itemized receipts and disbursements that should have been disclosed on a 12G. 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 32.20% (19 days (12G Filing Period)/59 days (30G 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 12G.
- Every Year-End Report (YE) submitted by an unauthorized quarterly filer that covered the period from October 1, 2022 through December 31, 2022 (92 days) was reviewed for activity which would have required the filing of a 12G. If our research indicated that a 12G was required, we utilized a three-step method to arrive at the activity on which to base the 12G fine amount. First, we took the sum of all itemized receipts and disbursements that should have been disclosed on a 12G. 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 20.65% (19 days (12G Filing Period)/92 days (YE 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 12G.

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-GENERAL Election Sensitive 10/27/2022 UNAUTH_Q

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4511	C00426445	ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC)		MICHAEL DUBE	\$197,949	0	12/30/2022	Not Filed	\$11,500	\$1,450
4512	C00636753	ACADEMY OF RAIL LABOR ATTORNEYS POLITICAL ACTION COMMITTEE		MICHAEL CHARLES GILLILAND	\$315,275	0	1/27/2023	Not Filed	\$33,500	\$2,255
4513	C00413955	AMERICAN ASSOCIATION OF NEUROLOGICAL SURGEONS POLITICAL ACTION COMMITTEE (NEUROSURGERYPAC)		SEPIDEH AMIN-HANJANI	\$886,753	0	1/31/2023	Not Filed	\$22,828	\$1,450
4514	C00438358	AMSTED INDUSTRIES INCORPORATED PAC		TRISTAN PAIGE LOPEZ	\$152,730	3	1/19/2023	Not Filed	\$14,500	\$2,537
4515	C00528349	CLARK PAC		GEORGE PARKER CLARK	\$135,955	0	1/31/2023	Not Filed	\$21,800	\$1,450
4516	C00453704	EMGAGE FEDERAL POLITICAL ACTION COMMITTEE		AMIN MITHA	\$127,320	0	12/13/2022	Not Filed	\$538	\$538
4517	C00141382	GANNETT FLEMING, INC PAC		JON H. KESSLER	\$193,028	0	12/6/2022	Not Filed	\$4,987	\$806
4518	C00292094	GENESIS HEALTHCARE INC PAC		MICHAEL SHERMAN	\$244,856	0	12/9/2022	Not Filed	\$5,000	\$966
4519	C00756205	HINDUS OF GEORGIA PAC		SURESH KRISHNAMOO RTHY	\$170,118	0	1/2/2023	Not Filed	\$29,502	\$2,255
4520	C00771832	LAKEVILLE ROAD POLITICAL ACTION COMMITTEE		ROBERT M. WERNER	\$145,565	0	1/13/2023	Not Filed	\$2,023	\$806
4521	C00521310	LIBERTY FUND; THE		PAMELA PEIPER	\$324,544	0	12/7/2022	Not Filed	\$9,055	\$966
4522	C00690776	MICHIGAN LIBERATION ACTION FUND		RAIADA LANIER	\$166,532	0	12/19/2022	Not Filed	\$56,838	\$5,137

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4523	C00150045	NORTH ATLANTIC STATES REGIONAL COUNCIL OF CARPENTERS LEGISLATIVE IMPROVEMENT COMMITTEE, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA		STEPHEN JOYCE	\$194,733	0	12/15/2022	Not Filed	\$15,000	\$1,450
4524	C00216754	NORTH CAROLINA FARM BUREAU FEDERATION INC POL ACT CMTE INC (AKA) NC FARM BUREAU FARM PAC		PHILLIP JACOB PARKER, JR.	\$170,570	0	12/7/2022	Not Filed	\$2,500	\$806
4525	C00238204	PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC		UZMA A. ALI	\$397,845	0	12/9/2022	Not Filed	\$11,836	\$1,450

*All of the committees on this list failed to file a report covering the 12-Day Pre-General Reporting period prior to four (4) days before the general election; therefore, per 11 C.F.R. 111.43(e), the reports are considered to be not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Reason To Believe Recommendation - 2022)	
12-Day Pre-General Report (Unauthorized)	
Committees – Quarterly Filers) for the)	
Administrative Fine Program:)	
ABIOMED INC POLITICAL ACTION	)	AF# 4511
COMMITTEE (ABIOMED PAC), and)	
DUBE, MICHAEL as treasurer;)	
ACADEMY OF RAIL LABOR	)	AF# 4512
ATTORNEYS POLITICAL ACTION)	
COMMITTEE, and GILLILAND,)	
MICHAEL CHARLES as treasurer;)	
AMERICAN ASSOCIATION OF	)	AF# 4513
NEUROLOGICAL SURGEONS)	
POLITICAL ACTION COMMITTEE)	
(NEUROSURGERYPAC), and AMIN-)	
HANJANI, SEPIDEH DR. as treasurer;)	
AMSTED INDUSTRIES	)	AF# 4514
INCORPORATED PAC, and LOPEZ,)	
TRISTAN PAIGE as treasurer;)	
CLARK PAC, and GEORGE PARKER	)	AF# 4515
CLARK as treasurer;)	
EMGAGE FEDERAL POLITICAL	)	AF# 4516
ACTION COMMITTEE, and MITHA,)	
AMIN as treasurer;)	
GANNETT FLEMING, INC PAC, and	)	AF# 4517
KESSLER, JON H as treasurer;)	
GENESIS HEALTHCARE INC PAC, and	)	AF# 4518
SHERMAN, MICHAEL as treasurer;)	
HINDUS OF GEORGIA PAC, and	)	AF# 4519
KRISHNAMOORTHY, SURESH as)	
treasurer;)	
LAKEVILLE ROAD POLITICAL	)	AF# 4520
ACTION COMMITTEE, and WERNER,)	
ROBERT M as treasurer;)	
LIBERTY FUND; THE, and PAMELA	)	AF# 4521
PEIPER as treasurer;)	
MICHIGAN LIBERATION ACTION)	AF# 4522
FUND, and LANIER, RAIADA as)	
treasurer;)	

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NORTH ATLANTIC STATES)	AF# 4523
REGIONAL COUNCIL OF)	
CARPENTERS LEGISLATIVE)	
IMPROVEMENT COMMITTEE, UNITED)	
BROTHERHOOD OF CARPENTERS &)	
JOINERS OF AMERICA, and JOYCE,)	
STEPHEN as treasurer;)	
NORTH CAROLINA FARM BUREAU	)	AF# 4524
FEDERATION INC POL ACT CMTE INC)	
(AKA) NC FARM BUREAU FARMPAC,)	
and PARKER, PHILLIP JACOB JR. as)	
treasurer;)	
PAKISTANI AMERICAN PUBLIC	)	AF# 4525
AFFAIRS COMMITTEE PAK-PAC, and)	
ALI, UZMA A as treasurer;)	

CERTIFICATION

I, Vicktoria J. Allen, Deputy Secretary of the Federal Election Commission, do hereby certify that on February 23, 2023 the Commission took the following actions on the Reason To Believe Recommendation - 2022 12-Day Pre-General Report (Unauthorized Committees – Quarterly Filers) for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated February 21, 2023, on the following committees:

AF#4511 Decided by a vote of 5-0 to: (1) find reason to believe that ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC), and DUBE, 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4512 Decided by a vote of 5-0 to: (1) find reason to believe that ACADEMY OF RAIL LABOR ATTORNEYS POLITICAL ACTION COMMITTEE, and GILLILAND, MICHAEL 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4513 Decided by a vote of 5-0 to: (1) find reason to believe that AMERICAN ASSOCIATION OF NEUROLOGICAL SURGEONS POLITICAL ACTION COMMITTEE (NEUROSURGERYPAC), and AMIN-HANJANI, SEPIDEH DR. 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4514 Decided by a vote of 5-0 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4515 Decided by a vote of 5-0 to: (1) find reason to believe that CLARK PAC, and GEORGE PARKER CLARK 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4516 Decided by a vote of 5-0 to: (1) find reason to believe that EMGAGE FEDERAL POLITICAL ACTION COMMITTEE, and MITHA, AMIN 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4517 Decided by a vote of 5-0 to: (1) find reason to believe that GANNETT FLEMING, INC PAC, and KESSLER, JON H 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4518 Decided by a vote of 5-0 to: (1) find reason to believe that GENESIS HEALTHCARE INC PAC, and SHERMAN, 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4519 Decided by a vote of 5-0 to: (1) find reason to believe that HINDUS OF GEORGIA PAC, and KRISHNAMOORTHY, SURESH 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4520 Decided by a vote of 5-0 to: (1) find reason to believe that LAKEVILLE ROAD POLITICAL ACTION COMMITTEE, and WERNER, ROBERT M in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4521 Decided by a vote of 5-0 to: (1) find reason to believe that LIBERTY FUND; THE, and PAMELA PEIPER 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4522 Decided by a vote of 5-0 to: (1) find reason to believe that MICHIGAN LIBERATION ACTION FUND, and LANIER, RAIADA 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

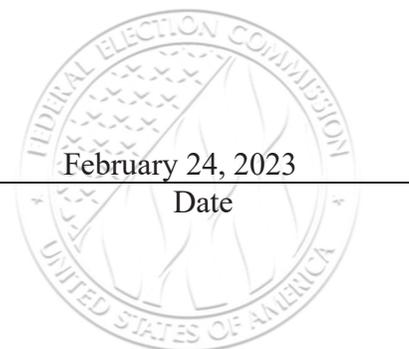
AF#4523 Decided by a vote of 5-0 to: (1) find reason to believe that NORTH ATLANTIC STATES REGIONAL COUNCIL OF CARPENTERS LEGISLATIVE IMPROVEMENT COMMITTEE, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA, and JOYCE, STEPHEN in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

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AF#4524 Decided by a vote of 5-0 to: (1) find reason to believe that NORTH CAROLINA FARM BUREAU FEDERATION INC POL ACT CMTE INC (AKA) NC FARM BUREAU FARMPAC, and PARKER, PHILLIP JACOB 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.

AF#4525 Decided by a vote of 5-0 to: (1) find reason to believe that PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC, and ALI, UZMA 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, and Weintraub voted affirmatively for the decision. Commissioner Trainor did not vote.



February 24, 2023

 Date

Attest:

Vicktoria J Allen

Digitally signed by Vicktoria J
 Allen
 Date: 2023.02.24 10:27:46 -05'00'

 Vicktoria J. Allen
 Deputy Secretary of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

February 24, 2023

Pamela Peiper, in official capacity as Treasurer
The Liberty Fund
PO Box 1992
Vancouver, WA 98668-1992

C00521310

AF#: 4521
FINE: \$966

Dear Pamela Peiper,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12-Day Pre-General Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report is required if your committee makes a contribution to or expenditure on behalf of a candidate in the general election. This report, covering the period October 1, 2022 through October 19, 2022, shall be filed no later than October 27, 2022. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission (the "Commission" or "FEC") indicate that you did not file this report prior to four (4) days before the General Election held on November 8, 2022, 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. § 30109(a)(4). On February 23, 2023, the Commission found that there is reason to believe ("RTB") that The Liberty Fund and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before October 27, 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 \$966. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The FEC's website contains further information about how the administrative fine program works and how the fines are calculated. See <https://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$966 is due within forty (40) days of the finding, or by April 4, 2023, and is based on these factors:

Election Sensitivity of Report: Election Sensitive
Level of Activity: \$9,055

LIBERTY FUND; THE

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Number of Days Late: Not Filed (reports not filed prior to four (4) days before the General Election held on November 8, 2022 are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

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

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you decide to challenge the RTB finding and/or calculated civil money penalty, you must email a written response to the FEC's Office of Administrative Review at administrativefines@fec.gov. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or April 4, 2023. 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).

The FEC will only consider challenges that are based on at least one of three factors: (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).

If you fail to timely raise a factual argument in your challenge to the 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

LIBERTY FUND; THE

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It should also be noted that 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 it is electronically received by staff.

In addition, 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 challenging the RTB finding and/or calculated civil money penalty, the FEC will conclude that the factual allegations underlying the RTB finding and/or calculated civil money penalty are true and make a final determination that The Liberty Fund 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 Commission 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 decide to pay the calculated civil money penalty, please follow the payment instructions below. Upon receipt of your payment, the FEC will send you a final determination letter.

You may remit payment by Automated Clearinghouse ("ACH") withdrawal from your bank account, or by debit or credit card through [Pay.gov](https://www.fec.gov), the federal government's secure portal for online collections. Visit <https://www.fec.gov/af/pay.shtml> to be directed to [Pay.gov](https://www.fec.gov)'s Administrative Fine Program Payment form. Please use the details at the top of this letter to complete the required fields.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

LIBERTY FUND; THE

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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.

Settlement Offers

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

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



Dara Lindenbaum
Chair

LIBERTY FUND; THE

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RECEIVED

By Office of the Commission Secretary at 10:54 am, Jul 19, 2023



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

July 19, 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 BH*
Kristin D. Roser/Ben Holly
Reports Analysis Division
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the 2022 12-Day Pre-General Report (Unauthorized Committees – Quarterly Filers)

Attached are two lists 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 12-Day Pre-General 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, one (1) committee disclosed a change in treasurer after the RTB finding. An overview of this case has been provided below.

Pakistani American Public Affairs Committee PAK-PAC (AF 4525) filed an Amended Statement of Organization after the RTB finding designating Saba Shabnam as Treasurer.

RAD Recommendation

- (1) Make a final determination that the political committees and their treasurers, in their official capacity, listed on the attached reports violated 52 U.S.C. § 30104(a) and assess the final civil money penalties so indicated.
- (2) Send the appropriate letters.

Federal Election Commission
FD Circulation Report Fine Paid
2022 PRE-GENERAL Election Sensitive 10/27/2022 UNAUTH_Q

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
4511	ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC)		C00426445	MICHAEL DUBE	12/30/2022	Not Filed	\$11,500	0	02/23/2023	\$1,450	\$1,450	03/09/2023	\$1,450
4512	ACADEMY OF RAIL LABOR ATTORNEYS POLITICAL ACTION COMMITTEE		C00636753	MICHAEL CHARLES GILLILAND	01/27/2023	Not Filed	\$33,500	0	02/23/2023	\$2,255	\$2,255	03/27/2023	\$2,255
4514	AMSTED INDUSTRIES INCORPORATED PAC		C00438358	TRISTAN PAIGE LOPEZ	01/19/2023	Not Filed	\$14,500	3	02/23/2023	\$2,537	\$2,537	02/25/2023	\$2,537
4515	CLARK PAC		C00528349	GEORGE PARKER CLARK	01/31/2023	Not Filed	\$21,800	0	02/23/2023	\$1,450	\$1,450	04/03/2023	\$1,450
4517	GANNETT FLEMING, INC PAC		C00141382	JON H. KESSLER	12/06/2022	Not Filed	\$4,913	0	02/23/2023	\$806	\$806	03/07/2023	\$806
4518	GENESIS HEALTHCARE INC PAC		C00292094	MICHAEL SHERMAN	12/09/2022	Not Filed	\$5,000	0	02/23/2023	\$966	\$966	03/14/2023	\$966
4520	LAKEVILLE ROAD POLITICAL ACTION COMMITTEE		C00771832	ROBERT M. WERNER	01/13/2023	Not Filed	\$2,037	0	02/23/2023	\$806	\$806	03/03/2023	\$806
4521	LIBERTY FUND; THE		C00521310	PAMELA PEIPER	12/07/2022	Not Filed	\$9,055	0	02/23/2023	\$966	\$966	03/09/2023	\$966
4522	MICHIGAN LIBERATION ACTION FUND		C00690776	RAIADA LANIER	12/19/2022	Not Filed	\$56,838	0	02/23/2023	\$5,137	\$5,137	03/22/2023	\$5,137
4523	NORTH ATLANTIC STATES REGIONAL COUNCIL OF CARPENTERS LEGISLATIVE IMPROVEMENT COMMITTEE, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA		C00150045	STEPHEN JOYCE	12/15/2022	Not Filed	\$15,000	0	02/23/2023	\$1,450	\$1,450	02/27/2023	\$1,450
4524	NORTH CAROLINA FARM BUREAU FEDERATION INC POL ACT CMTE INC (AKA) NC FARM BUREAU FARM PAC		C00216754	PHILLIP JACOB PARKER, JR.	12/07/2022	Not Filed	\$2,500	0	02/23/2023	\$806	\$806	04/10/2023	\$806
4525	PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC		C00238204	SABA SHABNAM	12/09/2022	Not Filed	\$11,907	0	02/23/2023	\$1,450	\$1,450	07/18/2023	\$1,450

*All of the committees on this list failed to file a report covering the 12-Day Pre-General reporting period prior to four (4) days before the general election; therefore, per 11 C.F.R. 111.43(e), the reports are considered to be not filed.

Federal Election Commission
 FD Circulation Report Fine Not Paid
 2022 PRE-GENERAL Election Sensitive 10/27/2022 UNAUTH_Q

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
4513	AMERICAN ASSOCIATION OF NEUROLOGICAL SURGEONS POLITICAL ACTION COMMITTEE (NEUROSURGERYPAC)		C00413955	SEPIDEH AMIN-HANJANI	01/31/2023	Not Filed	\$22,828	0	02/23/2023	\$1,450	146	\$1,450
4516	EMGAGE FEDERAL POLITICAL ACTION COMMITTEE		C00453704	AMIN MITHA	12/13/2022	Not Filed	\$538	0	02/23/2023	\$538	146	\$538
4519	HINDUS OF GEORGIA PAC		C00756205	SURESH KRISHNAMOORTHY	01/02/2023	Not Filed	\$29,502	0	02/23/2023	\$2,255	146	\$2,255

*All of the committees on this list failed to file a report covering the 12-Day Pre-General reporting period prior to four (4) days before the general election; therefore, per 11 C.F.R. 111.43(e), the reports are considered to be not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Administrative Fine Program – Final)	
Determination Recommendation for the)	
2022 12-Day Pre-General Report)	
(Unauthorized Committees – Quarterly)	
Filers):)	
ABIOMED INC POLITICAL ACTION	)	AF# 4511
COMMITTEE (ABIOMED PAC), and)	
DUBE, MICHAEL as treasurer;)	
ACADEMY OF RAIL LABOR	)	AF# 4512
ATTORNEYS POLITICAL ACTION)	
COMMITTEE, and GILLILAND,)	
MICHAEL CHARLES as treasurer;)	
AMERICAN ASSOCIATION OF	)	AF# 4513
NEUROLOGICAL SURGEONS)	
POLITICAL ACTION COMMITTEE)	
(NEUROSURGERYPAC), and AMIN-)	
HANJANI, SEPIDEH as treasurer;)	
AMSTED INDUSTRIES	)	AF# 4514
INCORPORATED PAC, and LOPEZ,)	
TRISTAN PAIGE as treasurer;)	
CLARK PAC, and GEORGE PARKER	)	AF# 4515
CLARK as treasurer;)	
EMGAGE FEDERAL POLITICAL	)	AF# 4516
ACTION COMMITTEE, and MITHA,)	
AMIN as treasurer;)	
GANNETT FLEMING, INC PAC, and	)	AF# 4517
KESSLER, JON H as treasurer;)	
GENESIS HEALTHCARE INC PAC, and	)	AF# 4518
SHERMAN, MICHAEL as treasurer;)	
HINDUS OF GEORGIA PAC, and	)	AF# 4519
KRISHNAMOORTHY, SURESH as)	
treasurer;)	
LAKEVILLE ROAD POLITICAL	)	AF# 4520
ACTION COMMITTEE, and WERNER,)	
ROBERT M as treasurer;)	
LIBERTY FUND; THE, and PAMELA	)	AF# 4521
PEIPER as treasurer;)	
MICHIGAN LIBERATION ACTION)	AF# 4522
FUND, and LANIER, RAIADA as)	
treasurer;)	

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NORTH ATLANTIC STATES)	AF# 4523
REGIONAL COUNCIL OF)	
CARPENTERS LEGISLATIVE)	
IMPROVEMENT COMMITTEE, UNITED)	
BROTHERHOOD OF CARPENTERS &)	
JOINERS OF AMERICA, and JOYCE,)	
STEPHEN as treasurer;)	
NORTH CAROLINA FARM BUREAU	)	AF# 4524
FEDERATION INC POL ACT CMTE INC)	
(AKA) NC FARM BUREAU FARMPAC,)	
and PARKER, PHILLIP JACOB JR. as)	
treasurer;)	
PAKISTANI AMERICAN PUBLIC	)	AF# 4525
AFFAIRS COMMITTEE PAK-PAC, and)	
SHABNAM, SABA as treasurer;)	

CERTIFICATION

I, Laura E. Sinram, Secretary and Clerk of the Federal Election Commission, do hereby certify that on July 21, 2023 the Commission took the following actions on the Administrative Fine Program – Final Determination Recommendation for the 2022 12-Day Pre-General Report (Unauthorized Committees – Quarterly Filers), as recommended in the Reports Analysis Division's Memorandum dated July 19, 2023, on the following committees:

AF#4511 Decided by a vote of 4-0 to: (1) make a final determination that ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC), and DUBE, MICHAEL in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4512 Decided by a vote of 4-0 to: (1) make a final determination that ACADEMY OF RAIL LABOR ATTORNEYS POLITICAL ACTION COMMITTEE, and GILLILAND, MICHAEL CHARLES in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the

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

AF#4513 Decided by a vote of 4-0 to: (1) make a final determination that AMERICAN ASSOCIATION OF NEUROLOGICAL SURGEONS POLITICAL ACTION COMMITTEE (NEUROSURGERYPAC), and AMIN-HANJANI, SEPIDEH in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4514 Decided by a vote of 4-0 to: (1) make a final determination that AMSTED INDUSTRIES INCORPORATED PAC, and LOPEZ, TRISTAN PAIGE in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4515 Decided by a vote of 4-0 to: (1) make a final determination that CLARK PAC, and GEORGE PARKER CLARK in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4516 Decided by a vote of 4-0 to: (1) make a final determination that EMGAGE FEDERAL POLITICAL ACTION COMMITTEE, and MITHA, AMIN in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4517 Decided by a vote of 4-0 to: (1) make a final determination that GANNETT FLEMING, INC PAC, and KESSLER, JON H in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4518 Decided by a vote of 4-0 to: (1) make a final determination that GENESIS HEALTHCARE INC PAC, and SHERMAN, MICHAEL in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4519 Decided by a vote of 4-0 to: (1) make a final determination that HINDUS OF GEORGIA PAC, and KRISHNAMOORTHY, SURESH in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4520 Decided by a vote of 4-0 to: (1) make a final determination that LAKEVILLE ROAD POLITICAL ACTION COMMITTEE, and WERNER, ROBERT M in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4521 Decided by a vote of 4-0 to: (1) make a final determination that LIBERTY FUND; THE, and PAMELA PEIPER in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4522 Decided by a vote of 4-0 to: (1) make a final determination that MICHIGAN LIBERATION ACTION FUND, and LANIER, RAIADA in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4523 Decided by a vote of 4-0 to: (1) make a final determination that NORTH ATLANTIC STATES REGIONAL COUNCIL OF CARPENTERS LEGISLATIVE IMPROVEMENT COMMITTEE, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA, and JOYCE, STEPHEN in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

AF#4524 Decided by a vote of 4-0 to: (1) make a final determination that NORTH CAROLINA FARM BUREAU FEDERATION INC POL ACT CMTE INC (AKA) NC FARM BUREAU FARMPAC, and PARKER, PHILLIP JACOB JR. in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.

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AF#4525 Decided by a vote of 4-0 to: (1) make a final determination that PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC, and SHABNAM, SABA in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Broussard, Dickerson, Lindenbaum, and Trainor voted affirmatively for the decision. Commissioners Cooksey and Weintraub did not vote.



Attest:

Laura e
Sinram

Digitally signed by
Laura e Sinram
Date: 2023.07.24
14:34:38 -04'00'

Laura E. Sinram
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

July 26, 2023

Pamela Peiper, in official capacity as Treasurer
Liberty Fund; The
PO Box 1992
Vancouver, WA 98668-1992

C00521310

AF#: 4521

Dear Pamela Peiper,

On February 23, 2023, the Federal Election Commission ("the Commission" or "FEC") found reason to believe ("RTB") that Liberty Fund; The and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) for filing late or failing to file the 2022 Pre-General Report. By letter dated February 24, 2023, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage totaling \$966, in accordance with the schedule of penalties at 11 C.F.R. § 111.43.

On March 9, 2023, the FEC received payment of the civil money penalty calculated at the RTB stage. The Commission made a final determination on July 21, 2023 that Liberty Fund; The and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a), assessed a civil money penalty in the amount of \$966, in accordance with 11 C.F.R. § 111.43, and voted to close the file.

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

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

On behalf of the Commission,

A handwritten signature in black ink, appearing to read "Dara Lindenbaum".

Dara Lindenbaum
Chair