



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

SENSITIVE

September 9, 2024

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

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

SUBJECT: Reason To Believe Recommendation – 2024 July Quarterly Report for the
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2024 July Quarterly Report in accordance with 52 U.S.C. § 30104(a). The July Quarterly Report was due on July 15, 2024.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report [REDACTED] 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
2024 JULY QUARTERLY Not Election Sensitive 07/15/2024 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4737	C00863530	ADRIAN POKHAREL FOR U.S. CONGRESS	ADRIAN POKHAREL	KESAB BARAL	\$376,635	0	7/29/2024	14	\$67,542	\$2,394
4738	C00859710	AHMED FOR CONGRESS	AHMED MOSTAFA	AHMED MOSTAFA	\$690,737	0		Not Filed	\$230,246 (est)	\$11,493
4739	C00516864	AUSTAL USA LLC FEDERAL POLITICAL ACTION COMMITTEE		LAURA WATERS	\$108,356	0	8/9/2024	25	\$13,530	\$328
4740	C00797340	BLUE CD2 NEW MEXICO USA		MARTHA R. BURT	\$297,925	0		Not Filed	\$99,308 (est)	\$6,188
4741	C00791236	COMMITTEE TO ELECT ANN MARIE DANIMUS	ANN MARIE DANIMUS	ANN MARIE DANIMUS	\$343,793	1	7/25/2024	10	\$75,646	\$3,107
4742	C00869685	COMMITTEE TO ELECT KAREN RENE FOR CONGRESS	KAREN RENE	KARL FORD	\$117,675	0		Not Filed	\$117,675 (est)	\$7,958
4743	C00858928	DIEHL FOR CONGRESS	ABIGAIL DIEHL	KURTIS MICHAUD	\$130,883	0		Not Filed	\$65,442 (est)	\$4,774
4744	C00852483	EISEN FOR NY	JOSHUA EISEN	JOSHUA EISEN	\$555,117	0		Not Filed	\$277,559 (est)	\$14,146
4745	C00851550	ELIAS BASSILE ELECTION COMMITTEE	ELIAS BASSILE	ELIAS BASSILE	\$1,005,337	0		Not Filed	\$335,112 (est)	\$14,146
4746	C00858670	FIGHTING 4 ONE AMERICA PAC		DEREK LEWIS	\$148,000	0		Not Filed	\$148,000 (est)	\$7,958
4747	C00854364	FRIENDS OF BLAKE LYNCH	BLAKE LYNCH	BLAKE LYNCH	\$169,359	0		Not Filed	\$84,680 (est)	\$6,188
4748	C00832477	FRIENDS OF GABRIEL FOR CONGRESS	GABRIEL NJINIMBOT	YVONNE LUMA GWANFOGBE	\$131,710	0	8/14/2024	30	\$18,573	\$358
4749	C00844191	FRIENDS OF KOURI MARSHALL	KOURI MARSHALL	JAMES BRERETON	\$255,604	0		Not Filed	\$63,901 (est)	\$4,774
4751	C00815787	GEORGIANS PAC		KEITH ROBERT HEFFRON	\$247,590	0		Not Filed	\$247,590 (est)	\$11,493
4752	C00767798	HOLLY MCCORMACK FOR CONGRESS	HOLLY MCCORMACK	HOLLY MCCORMACK	\$538,205	5		Not Filed	\$538,205 (est)	\$37,795
4753	C00804500	JOHN CONYERS FOR CONGRESS	JOHN CONYERS	OFFICE OF TREASURER	\$168,729	3		Not Filed	\$56,243 (est)	\$8,354
4755	C00809145	JONES, HERB (US HOUSE)	HERBERT CARROLL JONES, JR.	OFFICE OF TREASURER	\$296,139	4		Not Filed	\$49,357 (est)	\$2,994
4756	C00711358	JOSE CASTILLO FOR CONGRESS	JOSE CASTILLO	JOSE CASTILLO	\$151,366	0	7/29/2024	14	\$42,984	\$815
4757	C00841551	JUSTIN MOORE FOR TEXAS	JUSTIN MOORE	FREDERICK HAYNES III	\$388,384	0		Not Filed	\$77,677 (est)	\$6,188

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4758	C00853945	MERIKA COLEMAN FOR CONGRESS	MERIKA COLEMAN	DEANNA REED	\$252,048	0		Not Filed	\$126,024 (est)	\$7,958
4759	C00860155	MONTANA OUTDOOR VALUES PAC (MOVPA)		JILL LOMBARDI	\$6,129,172	0	7/25/2024	10	\$6,129,171	\$12,372
4760	C00383950	NATIONAL ELEVATOR CONSTRUCTORS PAC/ INTN'L UNION OF ELEVATOR CONSTRUCTORS (NEC PAC)		LARRY MCGANN	\$1,223,427	0	7/22/2024	7	\$272,508	\$5,124
4761	C00045781	OUTDOOR ADVERTISING ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE		MICHAEL S. HERSHEY	\$117,752	1	7/25/2024	10	\$40,017	\$853
4762	C00836791	PATH TO FREEDOM PAC		MARK MILTON	\$920,611	0		Not Filed	\$230,153 (est)	\$11,493
4763	C00830505	PHIL ARBALLO FOR CONGRESS	PHIL ARBALLO	PAUL FAUSONE	\$216,753	0		Not Filed	\$36,126 (est)	\$1,497
4764	C00839845	PHILLIP DRAKE UNITING AMERICA 2024	PHILLIP JOSEPH DRAKE	PHIL DRAKE	\$1,028,200	0		Not Filed	\$342,733 (est)	\$14,146
4765	C00192849	PLUMBERS & PIPEFITTERS LOCAL UNION 74 POLITICAL ACTION COMMITTEE		MICHAEL HACKENDORN	\$234,474	1	8/16/2024	*Not Filed	\$38,705	\$1,871
4766	C00846840	RAJA CHAUDHRY CAMPAIGN, INC.	RAJA CHAUDHRY	LEON ZENO	\$386,570	0		Not Filed	\$193,285 (est)	\$9,725
4767	C00846063	SANTOS LIMON FOR CONGRESS	SANTOS M. LIMON	SANTOS LIMON	\$194,303	0		Not Filed	\$48,575 (est)	\$1,497
4769	C00626564	THE SEASONAL EMPLOYER PAC		PETER DELANY, JR.	\$172,407	2	7/24/2024	9	\$97,572	\$3,462
4771	C00663898	WEST VIRGINIA FREEDOM BUILDERS INC		MATTHEW COX	\$375,806	0	9/4/2024	*Not Filed	\$98,371	\$6,188
4772	C00846410	YR VICTORY FUND		BRANDON PRICHARD	\$251,953	0		Not Filed	\$83,984 (est)	\$6,188

* 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 –)	
2024 July Quarterly Report for the)	
Administrative Fine Program:)	
ADRIAN POKHAREL FOR U.S.	)	AF# 4737
CONGRESS, and BARAL, KESAB as)	
treasurer;)	
AHMED FOR CONGRESS, and	)	AF# 4738
MOSTAFA, AHMED as treasurer;)	
AUSTAL USA LLC FEDERAL	)	AF# 4739
POLITICAL ACTION COMMITTEE, and)	
WATERS, LAURA as treasurer;)	
BLUE CD2 NEW MEXICO USA, and	)	AF# 4740
BURT, MARTHA R as treasurer;)	
COMMITTEE TO ELECT ANN MARIE	)	AF# 4741
DANIMUS, and DANIMUS, ANN MARIE)	
as treasurer;)	
COMMITTEE TO ELECT KAREN RENE	)	AF# 4742
FOR CONGRESS, and FORD, KARL as)	
treasurer;)	
DIEHL FOR CONGRESS, and	)	AF# 4743
MICHAUD, KURTIS as treasurer;)	
EISEN FOR NY, and EISEN, JOSHUA as	)	AF# 4744
treasurer;)	
ELIAS BASSILE ELECTION	)	AF# 4745
COMMITTEE, and BASSILE, ELIAS as)	
treasurer;)	
FIGHTING 4 ONE AMERICA PAC, and	)	AF# 4746
LEWIS, DEREK as treasurer;)	
FRIENDS OF BLAKE LYNCH, and	)	AF# 4747
LYNCH, BLAKE as treasurer;)	
FRIENDS OF GABRIEL FOR	)	AF# 4748
CONGRESS, and GWANFOGBE,)	
YVONNE LUMA as treasurer;)	
FRIENDS OF KOURI MARSHALL, and	)	AF# 4749
BRERETON, JAMES MR. as treasurer;)	

Federal Election Commission
 Certification for Administrative Fines
 September 10, 2024

Page 2

GEORGIANS PAC, and HEFFRON,) AF# 4751
 KEITH ROBERT as treasurer;)
 HOLLY MCCORMACK FOR) AF# 4752
 CONGRESS, and MCCORMACK,)
 HOLLY as treasurer;)
 JOHN CONYERS FOR CONGRESS, and) AF# 4753
 OFFICE OF TREASURER as treasurer;)

JONES, HERB (US HOUSE), and OFFICE) AF# 4755
 OF TREASURER as treasurer;)
 JOSE CASTILLO FOR CONGRESS, and) AF# 4756
 CASTILLO, JOSE as treasurer;)
 JUSTIN MOORE FOR TEXAS, and) AF# 4757
 HAYNES, FREDERICK III as treasurer;)
 MERIKA COLEMAN FOR CONGRESS,) AF# 4758
 and REED, DEANNA as treasurer;)
 MONTANA OUTDOOR VALUES PAC) AF# 4759
 (MOVPAC), and LOMBARDI, JILL as)
 treasurer;)
 NATIONAL ELEVATOR) AF# 4760
 CONSTRUCTORS PAC/ INTN'L UNION)
 OF ELEVATOR CONSTRUCTORS (NEC)
 PAC), and MCGANN, LARRY as)
 treasurer;)
 OUTDOOR ADVERTISING) AF# 4761
 ASSOCIATION OF AMERICA)
 POLITICAL ACTION COMMITTEE, and)
 HERSHEY, MICHAEL S as treasurer;)
 PATH TO FREEDOM PAC, and MILTON,) AF# 4762
 MARK as treasurer;)
 PHIL ARBALLO FOR CONGRESS, and) AF# 4763
 FAUSONE, PAUL as treasurer;)
 PHILLIP DRAKE UNITING AMERICA) AF# 4764
 2024, and DRAKE, PHIL as treasurer;)
 PLUMBERS & PIPEFITTERS LOCAL) AF# 4765
 UNION 74 POLITICAL ACTION)
 COMMITTEE, and HACKENDORN,)
 MICHAEL as treasurer;)
 RAJA CHAUDHRY CAMPAIGN, INC.,) AF# 4766
 and ZENO, LEON as treasurer;)
 SANTOS LIMON FOR CONGRESS, and) AF# 4767
 LIMON, SANTOS as treasurer;)

Federal Election Commission
 Certification for Administrative Fines
 September 10, 2024

Page 3

THE SEASONAL EMPLOYER PAC, and) AF# 4769
 DELANY, PETER JR. as treasurer;)

WEST VIRGINIA FREEDOM BUILDERS) AF# 4771
 INC, and COX, MATTHEW as treasurer;)
 YR VICTORY FUND, and PRICHARD,) AF# 4772
 BRANDON as treasurer;)

CERTIFICATION

I, Vicktoria J. Allen, Deputy Secretary of the Federal Election Commission,
 do hereby certify that on September 10, 2024 the Commission took the following
 actions on the Reason To Believe Recommendation – 2024 July Quarterly Report for
 the Administrative Fine Program, as recommended in the Reports Analysis Division's
 Memorandum dated September 09, 2024, on the following committees:

AF#4737 Decided by a vote of 6-0 to: (1) find reason to believe that ADRIAN
 POKHAREL FOR U.S. CONGRESS, and BARAL, KESAB 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#4738 Decided by a vote of 6-0 to: (1) find reason to believe that AHMED FOR
 CONGRESS, and MOSTAFA, AHMED 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#4739 Decided by a vote of 6-0 to: (1) find reason to believe that AUSTAL USA
 LLC FEDERAL POLITICAL ACTION COMMITTEE, and WATERS, LAURA 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#4740 Decided by a vote of 6-0 to: (1) find reason to believe that BLUE CD2 NEW MEXICO USA, and BURT, MARTHA R 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#4741 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT ANN MARIE DANIMUS, and DANIMUS, ANN MARIE 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#4742 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT KAREN RENE FOR CONGRESS, and FORD, KARL 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#4743 Decided by a vote of 6-0 to: (1) find reason to believe that DIEHL FOR CONGRESS, and MICHAUD, KURTIS 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#4744 Decided by a vote of 6-0 to: (1) find reason to believe that EISEN FOR NY, and EISEN, JOSHUA 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#4745 Decided by a vote of 6-0 to: (1) find reason to believe that ELIAS BASSILE ELECTION COMMITTEE, and BASSILE, ELIAS 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.

Federal Election Commission
Certification for Administrative Fines
September 10, 2024

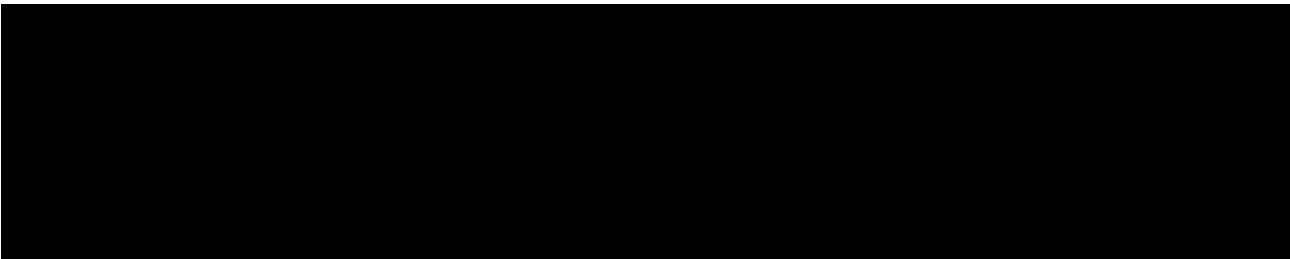
Page 5

AF#4746 Decided by a vote of 6-0 to: (1) find reason to believe that FIGHTING 4 ONE AMERICA PAC, and LEWIS, DEREK 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#4747 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF BLAKE LYNCH, and LYNCH, 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#4748 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF GABRIEL FOR CONGRESS, and GWANFOGBE, YVONNE LUMA 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#4749 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF KOURI MARSHALL, and BRERETON, JAMES MR. 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.

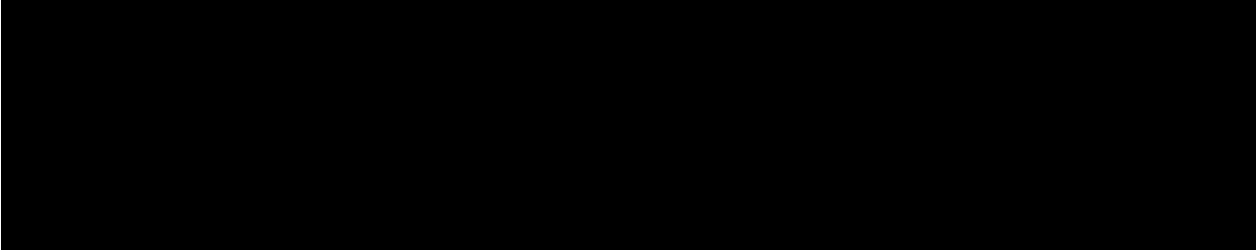


AF#4751 Decided by a vote of 6-0 to: (1) find reason to believe that GEORGIANS PAC, and HEFFRON, KEITH ROBERT in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4752 Decided by a vote of 6-0 to: (1) find reason to believe that HOLLY MCCORMACK FOR CONGRESS, and MCCORMACK, HOLLY 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#4753 Decided by a vote of 6-0 to: (1) find reason to believe that JOHN CONYERS 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#4755 Decided by a vote of 6-0 to: (1) find reason to believe that JONES, HERB (US HOUSE), 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#4756 Decided by a vote of 6-0 to: (1) find reason to believe that JOSE CASTILLO FOR CONGRESS, and CASTILLO, JOSE 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#4757 Decided by a vote of 6-0 to: (1) find reason to believe that JUSTIN MOORE FOR TEXAS, and HAYNES, FREDERICK III 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#4758 Decided by a vote of 6-0 to: (1) find reason to believe that MERIKA COLEMAN FOR CONGRESS, and REED, DEANNA 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#4759 Decided by a vote of 6-0 to: (1) find reason to believe that MONTANA OUTDOOR VALUES PAC (MOVPA), and LOMBARDI, JILL 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#4760 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL ELEVATOR CONSTRUCTORS PAC/ INTN'L UNION OF ELEVATOR CONSTRUCTORS (NEC PAC), and MCGANN, LARRY 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#4761 Decided by a vote of 6-0 to: (1) find reason to believe that OUTDOOR ADVERTISING ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE, and HERSHEY, MICHAEL 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.

AF#4762 Decided by a vote of 6-0 to: (1) find reason to believe that PATH TO FREEDOM PAC, and MILTON, 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#4763 Decided by a vote of 6-0 to: (1) find reason to believe that PHIL ARBALLO FOR CONGRESS, and FAUSONE, 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#4764 Decided by a vote of 6-0 to: (1) find reason to believe that PHILLIP DRAKE UNITING AMERICA 2024, and DRAKE, PHIL 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.

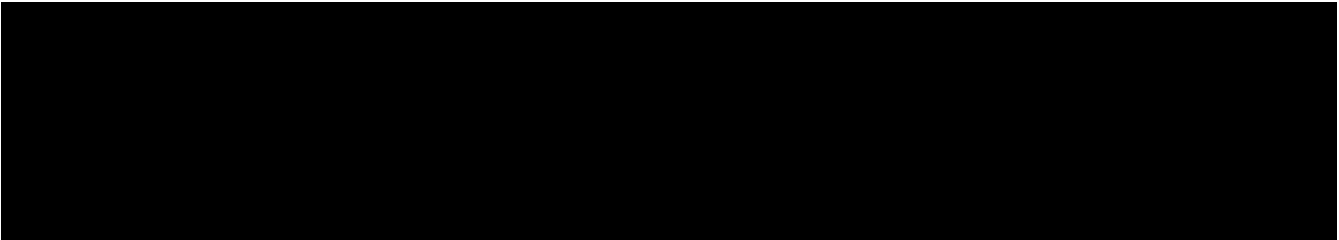
AF#4765 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS & PIPEFITTERS LOCAL UNION 74 POLITICAL ACTION COMMITTEE, and HACKENDORN, MICHAEL in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would 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#4766 Decided by a vote of 6-0 to: (1) find reason to believe that RAJA CHAUDHRY CAMPAIGN, INC., and ZENO, LEON 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#4767 Decided by a vote of 6-0 to: (1) find reason to believe that SANTOS LIMON FOR CONGRESS, and LIMON, SANTOS 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#4769 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#4771 Decided by a vote of 6-0 to: (1) find reason to believe that WEST VIRGINIA FREEDOM BUILDERS INC, and COX, MATTHEW in their official

Federal Election Commission
Certification for Administrative Fines
September 10, 2024

Page 9

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#4772 Decided by a vote of 6-0 to: (1) find reason to believe that YR VICTORY FUND, and PRICHARD, BRANDON 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:

Vicktoria J Allen

Digitally signed by Vicktoria J
Allen
Date: 2024.09.10 17:29:56 -04'00'

Vicktoria J. Allen
Deputy Secretary of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

AF

September 12, 2024

Jill Lombardi, in official capacity as Treasurer
Montana Outdoor Values PAC (MOVPAC)
PO Box 1108
Helena, MT 59624

C00860155
AF#: 4759
FINE: \$12,372

Dear Jill Lombardi,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period April 1, 2024 through June 30, 2024, shall be filed no later than July 15, 2024. 52 U.S.C. § 30104(a). Records at the Federal Election Commission (the "Commission" or "FEC") indicate that this report was filed on July 25, 2024, 10 days late.

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 10, 2024, the Commission found that there is reason to believe ("RTB") that Montana Outdoor Values PAC (MOVPAC) 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, 2024. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$12,372. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. 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 CFR § 111.34. Your payment of \$12,372 is due within forty (40) days of the finding, or by October 20, 2024, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive
Level of Activity: \$6,129,171
Number of Days Late: 10
Number of Previous Civil Money Penalties Assessed: 0

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

MONTANA OUTDOOR VALUES PAC (MOVPAAC)

Page 2 of 4

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 October 20, 2024. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

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 CFR § 111.35(b). For a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. Id. Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience, or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

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 CFR § 111.38.

It should also be noted that all challenges to an RTB finding and/or calculated civil money penalty should be converted to Portable Document Format ("PDF") 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.

MONTANA OUTDOOR VALUES PAC (MOVPAAC)

Page 3 of 4

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 Montana Outdoor Values PAC (MOVPAAC) 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 CFR § 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, the federal government's secure portal for online collections. Visit <https://www.fec.gov/af/pay.shtml> to be directed to Pay.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

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

MONTANA OUTDOOR VALUES PAC (MOVPAAC)

Page 4 of 4

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 CFR § 111.42.

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

On behalf of the Commission,

A handwritten signature in black ink that reads "Sean J. Cooksey". The signature is written in a cursive, flowing style.

Sean J. Cooksey
Chairman

LAW OFFICES

Trister, Ross, Schadler & Gold, PLLC

1666 CONNECTICUT AVENUE, N.W., FIFTH FLOOR

WASHINGTON, D.C. 20009

PHONE: (202) 328-1666

FAX: (202) 204-5946

www.tristerross.com

MICHAEL B. TRISTER
(1941-2018)B. HOLLY SCHADLER
LAURENCE E. GOLD
ALLEN H. MATTISON
DAVID M. WACHTEL
JESSICA ROBINSON
KAREN A. POST
ELIZABETH A. GROSSMANPHILIP R. EAGER
BRIANA E. THIBEAU
Of CounselJOSEPH W. STEINBERG
SARAH E. NASON
JOHN O. SAWYKO
RENATA E. B. STRAUSE
SUSAN B. GERSHON
CARLY N. MEE
HOLLY L. RATLIFF
KAREN E. TANENBAUM
LORI A.F. RIDGEWAY

October 19, 2024

Via email to administrativefines@fec.govThe Honorable Sean J. Cooksey
Chair
Federal Election Commission
1050 First Street, NE
Washington, DC 20463Re: AF #4759 for Montana Outdoor Values Action Fund (#C00860155) and Jill Lombardi, in
her official capacity as Treasurer

Dear Chair Cooksey:

I write to you as counsel for Montana Outdoor Values Action Fund (the “Committee”) and Jill Lombardi, in her official capacity as Treasurer. The Committee received notice of the Federal Election Commission’s (the “Commission”) finding of reason to believe (“RTB”) that the Committee violated 52 U.S.C. § 30104(a) by failing to file timely its July Quarterly report on or before July 15, 2024, and assessing a civil monetary penalty of \$12,372.00 pursuant to the Commission’s administrative fines regulations.

The Committee challenges the Commission’s RTB finding pursuant to 11 C.F.R. § 111.35. Based on the facts set forth in the enclosed sworn declaration by the Committee’s Treasurer, the Committee made its best efforts to file in a timely manner but was prevented from doing so by reasonably unforeseen circumstances that were beyond its control, namely that its compliance vendor, Abbey Lee Cook & Associates, failed to timely file the Committee’s July Quarterly report, but Ms. Cook lied to the Committee and claimed that she had done so.

While the Committee acknowledges that the mere negligence of a compliance vendor has not been found by the Commission to be a reasonably unforeseen circumstance beyond a committee’s control, here, the actions of the Committee’s former compliance vendor go far beyond mere negligence. Rather, Ms. Cook lied to the Committee and willfully misrepresented the status of its July Quarterly report and other filings, claiming that she had timely submitted them but that they were not shown as filed on the Commission’s public-facing website due to a technical error that she was in contact with Commission staff to resolve.

The Committee made its best efforts to file timely by relying in good faith on the services of a vendor that it understood to be experienced, competent, and trustworthy, and could not reasonably foresee that the

AF #4759

Montana Outdoor Values Action Fund (C00860155)

vendor would willfully deceive the Committee and completely disregard her obligations. When it discovered the lies and failings of Ms. Cook, the Committee acted immediately to remedy the situation, including by consulting its legal counsel and engaging a new, reputable compliance vendor as soon as possible.

The Committee understands the seriousness of this matter and the importance of filing timely, complete, and accurate disclosure reports with the Commission, and will ensure that its reports are timely filed moving forward. We respectfully request that the Commission close the file in AF #4759 and take no further action pursuant to 11 C.F.R. § 111.35(b)(3), and we appreciate your consideration of this response.

Best regards,

A handwritten signature in black ink, appearing to read "Allen H. Mattison". The signature is fluid and cursive, with the first name "Allen" and last name "Mattison" clearly distinguishable.

Allen H. Mattison

Counsel to Montana Outdoor Values Action Fund and Jill Lombardi, in her official capacity as Treasurer

AF #4759

Montana Outdoor Values Action Fund (C00860155)

SWORN DECLARATION OF JILL LOMBARDI

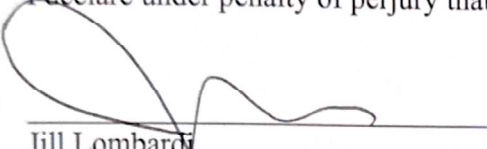
1. I am the Treasurer for Montana Outdoor Values Action Fund, an independent expenditure-only committee registered with the Federal Election Commission (the “Commission”) with Committee ID # C00860155 (the “Committee”).
2. The Committee was formed in December 2023 with the mission of electing pro-environment candidates in Montana to federal office. The 2024 election cycle is therefore the Committee’s first election cycle in existence. The Committee engaged the services of a compliance vendor, Abbey Lee Cook & Associates, whom it believed to be reputable and experienced to prepare and file its reports with the Commission for the 2024 election cycle. Abbey Lee Cook was the Committee’s contact person at Abbey Lee Cook & Associates who was responsible for its reports.
3. Ms. Cook represented to the Committee that she had timely filed the Committee’s July Quarterly report, but that due to technical issues with the public-facing side of the Commission’s database and website, the report was not shown as filed on the Commission’s website. She further represented to the Committee that she had spoken with Commission staff about the issue and was working with them to have it rectified.
4. During the July Quarterly reporting period and shortly thereafter, the Committee also triggered the obligation to file several 48-hour independent expenditure reports as a result of its independent expenditure activities. Similarly, Ms. Cook represented to the Committee that she had timely filed all reports required, but that the reports were also unavailable on the Commission’s website due to a technical website error.
5. This is the Committee’s first election cycle in existence, and it initially relied on the representations of its vendor in good faith. However, the Committee continued to be concerned that its reports were not shown as filed on the Commission’s website and continued to press Ms. Cook on the status of the 48-hour reports. She ultimately failed to provide any evidence she had in fact filed the 48-hour reports and became unresponsive to further inquiries from the Committee.
6. The Committee’s legal counsel then contacted Commission staff in the Reports Analysis Division (RAD) on August 26, 2024, and RAD staff confirmed that no 48-hour reports had been filed by the Committee. The Committee also came to understand at this time that the July Quarterly report had not been timely filed, and that Ms. Cook had lied to the Committee when she said she had done so.
7. Upon learning this, the Committee took prompt action to terminate its relationship with Abbey Lee Cook & Associates and to engage a new, reputable compliance vendor experienced with federal campaign finance reporting. The Committee’s new vendor was tasked with filing its late 48-hour reports as soon as possible as well as reviewing its records and prior filings with the Commission to identify any further errors or omissions by the former vendor. This process has taken some time, and the Committee has continued to be hindered by the unresponsiveness of Ms. Cook, who retained possession of records belonging to the Committee needed to complete its filings.

AF #4759

Montana Outdoor Values Action Fund (C00860155)

8. The Committee filed all missing 48-hour independent expenditure reports by October 10, 2024, and also filed amended April Quarterly and July Quarterly reports on October 15, 2024, to rectify errors made by its former vendor in its filings.
9. The Committee understands the seriousness of this matter and the importance of filing timely, complete, and accurate disclosure reports with the Commission, and will ensure that its reports are timely filed moving forward.

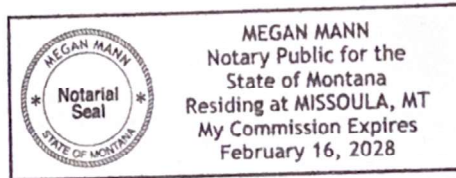
I declare under penalty of perjury that the foregoing is true and correct.


Jill Lombardi

Treasurer, Montana Outdoor Values Action Fund

10/19/24
Date

State of Montana
County of Missoula

M Mann 10/19/2024



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

STATEMENT OF DESIGNATION OF COUNSEL

Provide one form for each Respondent/Witness

EMAIL to administrativefines@fec.gov

AF# 4759

Name of Counsel: Allen H. Mattison; Holly L. Ratliff

Firm: Trister, Ross, Schadler & Gold, PLLC

Address: 1666 Connecticut Ave NW, Fifth Floor

Washington, DC 20009

Office#: (202) 328-1666 Fax#: (202) 204-5946

Mobile#: _____

E-mail: amattison@tristerross.com; hratliff@tristerross.com

The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10/23/2024
Date

Jill Lombardi Digitally signed by Jill Lombardi
Date: 2024.10.23 15:55:21 -06'00'
(Signature - Respondent/Agent/Treasurer)

Treasurer
Title

Jill Lombardi
(Name – Please Print)

Montana Outdoor Values Action Fund

RESPONDENT:

(Please print Committee Name/ Company Name/Individual Named in Notification Letter)

Mailing Address: PO Box 1108
(Please Print)

Helena, MT 59624-1108

Home#: _____ Mobile#: _____

Office#: (406) 459-8861 Fax#: n/a

E-mail: renee@mtvoters.org; jen@lebinyates.com

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

November 26, 2024

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

AF# 4759 – Montana Outdoor Values Action Fund¹ and Jill Lombardi, in their official capacity as Treasurer (C00860155)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty.

Reason-to-Believe Background

The 2024 July Quarterly Report was due on July 15, 2024. The respondents filed the report on July 25, 2024, 10 days late. The report is not election sensitive and was filed within 30 days of the due date; therefore, the report is considered late. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On September 10, 2024, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2024 July Quarterly Report and made a preliminary determination that the civil money penalty was \$12,372 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was sent to the respondents’ email address of record from the Reports Analysis Division (“RAD”) on September 12, 2024 to notify them of the Commission’s RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act (“Act”) states that the treasurer of a committee not authorized by a candidate shall file, in an election year, a report for the period ending June 30 no later than July 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(c)(1)(i). Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on July 15 for the July Quarterly Report to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

¹ On 9/17/24, after the Commission found reason to believe in this matter, the Committee filed an Amended Statement of Organization (FEC Form 1) to change its name from Montana Outdoor Values PAC (MOV PAC) to Montana Outdoor Values Action Fund. The respondents in this matter have been updated accordingly. See <https://docquery.fec.gov/pdf/576/202409179675516576/202409179675516576.pdf>.

Summary of Respondents' Challenge

On October 21, 2024, the Commission received the written response (“challenge”) from counsel which includes a sworn declaration of the Treasurer, Jill Lombardi. Counsel states the Committee made its best efforts to timely file the 2024 July Quarterly Report but was prevented from doing so due to an unforeseen circumstance. Counsel explains the Committee’s compliance vendor falsely informed the Committee that the report was filed, and further states, in part:

While the Committee acknowledges that the mere negligence of a compliance vendor has not been found by the Commission to be a reasonably unforeseen circumstance beyond a committee’s control, here, the actions of the Committee’s former compliance vendor go far beyond mere negligence. Rather, Ms. Cook lied to the Committee and willfully misrepresented the status of its July Quarterly report and other filings, claiming that she had timely submitted them but that they were not shown as filed on the Commission’s public-facing website due to a technical error that she was in contact with Commission staff to resolve.

The Committee made its best efforts to file timely by relying in good faith on the services of a vendor that it understood to be experienced, competent, and trustworthy, and could not reasonably foresee that the vendor would willfully deceive the Committee and completely disregard her obligations. When it discovered the lies and failings of Ms. Cook, the Committee acted immediately to remedy the situation, including by consulting its legal counsel and engaging a new, reputable compliance vendor as soon as possible.

Counsel concludes by stating the Committee understands the seriousness of the violation and will ensure future reports are timely filed. The Committee requests that the Commission take no further action and close the file.

Analysis

The Committee states its compliance vendor failed to timely file the 2024 July Quarterly Report and then deceived the Committee when approached about the status of the missing report. The Reviewing Officer is sympathetic to the circumstances presented and recognizes the Committee relied on its compliance vendor to timely file its reports. However, a committee’s treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d). Moreover, delays caused by committee vendors and negligence are specifically included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents’ control. Therefore, a “best efforts” defense does not succeed in this matter.

The “best efforts” defense is a two-part test: the respondents used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control, and they filed the report no later than 24 hours after the end of these circumstances. The Commission states in its *Explanation and Justification for Revised 11 CFR § 111.35(b)(3) – “Best Efforts” Defense*, 72 Fed. Reg. 14662, 14664-14666 (Mar. 29, 2007) that respondents must show

...that the reasonably unforeseen circumstances in fact *prevented* the timely and proper filing of the required report...[T]his rule requires a strict causal relationship between the circumstances described in the challenge...and the respondent's inability to file the report timely. It is not sufficient for reasonably unforeseen circumstances to make it merely more difficult than usual for the respondent to file on time. The circumstance must cause the respondent to be *unable* to file in a timely and proper manner, despite the respondent attempting to use all available methods of filing. (emphasis included)

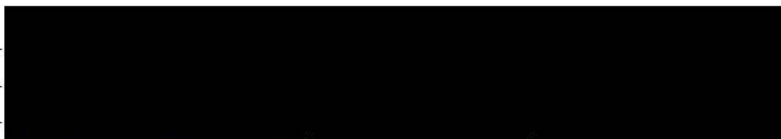
The circumstances presented do not qualify as a "best efforts" defense because delays caused by committee vendors and negligence are specifically included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents' control. The challenge fails to adequately address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4759 involving Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4759 that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty; and
3. Send the appropriate letter.

Attachments

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



DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission (“Commission”). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by RAD’s Filing Notification System to Montana Outdoor Values Action Fund’s official email address of record and any email address(es) entered by the Committee when uploading electronic reports in the last year:
 - A) Filing Reminder email, dated July 10, 2024, referencing 2024 July Quarterly Report (sent via electronic mail to: abbey@abbyleecook.com);
 - B) Late Notification email, dated July 16, 2024, referencing the 2024 July Quarterly Report (sent via electronic mail to: abbey@abbyleecook.com).
4. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Montana Outdoor Values Action Fund’s official email address of record:
 - A) Reason-to-Believe Letter, dated September 12, 2024, referencing the 2024 July Quarterly Report (sent via electronic mail to: abbey@abbyleecook.com).
5. I hereby certify that I have searched the Commission’s public records and find that Montana Outdoor Values Action Fund filed the 2024 July Quarterly Report with the Commission on July 25, 2024.

6. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed on the 19th day of November, 2024.

Kristin D. Roser

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

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission (“Commission”). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) Political committees not authorized by a candidate which are filing on a quarterly basis shall file, in an election year, a report for the period ending June 30 no later than July 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on July 15, 2024 for the 2024 July Quarterly Report to be timely filed.
- 3) I hereby certify that I have searched the Commission’s public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover Page, Summary Page, and Detailed Summary Pages of the Termination Report filed by Montana Outdoor Values Action Fund. The report includes the coverage period of April 1, 2024 through June 30, 2024 and was electronically filed on July 25, 2024.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 26th day of November, 2024.



Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

Image# 202407259665742904

PAGE 1 / 11

**FEC
FORM 3X****REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines.

12FE4M5

Montana Outdoor Values PAC

ADDRESS (number and street)

PO Box 1108

Check if different
than previously
reported. (ACC)

Helena

MT

59624

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C

C00860155

3. IS THIS
REPORTNEW
(N)

OR

AMENDED
(A)

4. TYPE OF REPORT

(Choose One)

(a) Quarterly Reports:

April 15
Quarterly Report (Q1)July 15
Quarterly Report (Q2)October 15
Quarterly Report (Q3)January 31
Year-End Report (YE)July 31 Mid-Year
Report (Non-election
Year Only) (MY)Termination Report
(TER)(b) Monthly
Report
Due On:

Feb 20 (M2)



May 20 (M5)



Aug 20 (M8)

Nov 20 (M11)
(Non-Election
Year Only)

Mar 20 (M3)



Jun 20 (M6)



Sep 20 (M9)

Dec 20 (M12)
(Non-Election
Year Only)

Apr 20 (M4)



Jul 20 (M7)



Oct 20 (M10)



Jan 31 (YE)

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

Primary (12P)



General (12G)



Runoff (12R)



Convention (12C)



Special (12S)

Election on

M M /

D D /

Y Y Y Y Y Y

in the
State of(d) 30-Day
POST-Election
Report for the:

General (30G)



Runoff (30R)



Special (30S)

Election on

M M /

D D /

Y Y Y Y Y Y

in the
State of

5. Covering Period

M M /

D D /

Y Y Y Y Y Y

through

M M /

D D /

Y Y Y Y Y Y

04

01

2024

06

30

2024

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

Type or Print Name of Treasurer

Lombardi, Jill, , ,

Signature of Treasurer

Lombardi, Jill, , ,

Date

M M /

D D /

Y Y Y Y Y Y

07

25

2024

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

Office
Use
Only**FEC FORM 3X**
Rev. 05/2016

SUMMARY PAGE
OF RECEIPTS AND DISBURSEMENTS

FEC Form 3X (Rev. 05/2016)

Page 2

Write or Type Committee Name

Montana Outdoor Values PAC

Report Covering the Period:

From:

MM / DD / YYYY
04 / 01 / 2024

To:

MM / DD / YYYY
06 / 30 / 2024

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Hand January 1, 2024		0.00
(b) Cash on Hand at Beginning of Reporting Period.....	0.00	
(c) Total Receipts (from Line 19)	3299375.00	3299375.00
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	3299375.00	3299375.00
7. Total Disbursements (from Line 31)	2829796.63	2829796.63
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	469578.37	469578.37
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	



This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

For further information, contact the Federal Election Commission at 800-424-9530 or visit www.fec.gov

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3X (Rev. 05/2016)

Page 3

Write or Type Committee Name

Montana Outdoor Values PAC

Report Covering the Period:

From:

M M / D D / Y Y Y Y
04 / 01 / 2024

To:

M M / D D / Y Y Y Y
06 / 30 / 2024**I. Receipts****COLUMN A**
Total This Period**COLUMN B**
Calendar Year-to-Date

11. Contributions (other than loans) From:

(a) Individuals/Persons Other

Than Political Committees

(i) Itemized (use Schedule A).....

11000.00

11000.00

(ii) Unitemized

375.00

375.00

(iii) TOTAL (add

Lines 11(a)(i) and (ii).....▶

11375.00

11375.00

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees

(such as PACs).....

3263000.00

3263000.00

(d) Total Contributions (add Lines

11(a)(iii), (b), and (c)) (Carry

Totals to Line 33, page 5)

3274375.00

3274375.00

12. Transfers From Affiliated/Other

Party Committees.....

0.00

0.00

13. All Loans Received

0.00

0.00

14. Loan Repayments Received.....

0.00

0.00

15. Offsets To Operating Expenditures

(Refunds, Rebates, etc.)

(Carry Totals to Line 37, page 5).....

0.00

0.00

16. Refunds of Contributions Made

to Federal Candidates and Other

Political Committees.....

0.00

0.00

17. Other Federal Receipts

(Dividends, Interest, etc.).....

25000.00

25000.00

18. Transfers from Non-Federal and Levin Funds

(a) Non-Federal Account

(from Schedule H3)

0.00

0.00

(b) Levin Funds (from Schedule H5)

0.00

0.00

(c) Total Transfers (add 18(a) and 18(b))..

0.00

0.00

19. Total Receipts (add Lines 11(d),

12, 13, 14, 15, 16, 17, and 18(c))

3299375.00

3299375.00

20. Total Federal Receipts

(subtract Line 18(c) from Line 19)

3299375.00

3299375.00

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 05/2016)

Page 4

II. Disbursements	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
21. Operating Expenditures:		
(a) Allocated Federal/Non-Federal Activity (from Schedule H4)		
(i) Federal Share	0.00	0.00
(ii) Non-Federal Share.....	0.00	0.00
(b) Other Federal Operating Expenditures	1825.03	1825.03
(c) Total Operating Expenditures (add 21(a)(i), (a)(ii), and (b))	1825.03	1825.03
22. Transfers to Affiliated/Other Party Committees.....	0.00	0.00
23. Contributions to Federal Candidates/Committees and Other Political Committees.....	0.00	0.00
24. Independent Expenditures (use Schedule E)	2827971.60	2827971.60
25. Coordinated Party Expenditures (52 U.S.C. § 30116(d)) (use Schedule F).....	0.00	0.00
26. Loan Repayments Made.....	0.00	0.00
27. Loans Made.....	0.00	0.00
28. Refunds of Contributions To:		
(a) Individuals/Persons Other Than Political Committees	0.00	0.00
(b) Political Party Committees	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) Total Contribution Refunds (add Lines 28(a), (b), and (c)).....	0.00	0.00
29. Other Disbursements (Including Non-Federal Donations).....	0.00	0.00
30. Federal Election Activity (52 U.S.C. § 30101(20))		
(a) Allocated Federal Election Activity (from Schedule H6)		
(i) Federal Share	0.00	0.00
(ii) "Levin" Share.....	0.00	0.00
(b) Federal Election Activity Paid Entirely With Federal Funds	0.00	0.00
(c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))	0.00	0.00
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c)) ..	2829796.63	2829796.63
32. Total Federal Disbursements (subtract Line 21(a)(ii) and Line 30(a)(ii) from Line 31).....	2829796.63	2829796.63

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3X (Rev. 05/2016)

Page 5

III. Net Contributions/ Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
33. Total Contributions (other than loans) (from Line 11(d), page 3)	3274375.00	3274375.00
34. Total Contribution Refunds (from Line 28(d))	0.00	0.00
35. Net Contributions (other than loans) (subtract Line 34 from Line 33)	3274375.00	3274375.00
36. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))	1825.03	1825.03
37. Offsets to Operating Expenditures (from Line 15, page 3).....	0.00	0.00
38. Net Operating Expenditures (subtract Line 37 from Line 36)	1825.03	1825.03



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

November 26, 2024

Allen H. Mattison and Holly L. Ratliff
Trister, Ross, Schadler & Gold, PLLC
1666 Connecticut Ave., NW
Fifth Floor
Washington, DC 20009

Montana Outdoor Values Action Fund
C00860155
AF# 4759

Dear Counsel:

On September 10, 2024, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to timely file the 2024 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$12,372 based on the schedule of penalties at 11 C.F.R. § 111.43.

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

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. All written responses and supporting documentation should be converted to PDF (Portable Document Format) and must be emailed to the Commission Secretary at secretary@fec.gov. The Commission encourages the use of electronic signatures on electronically submitted documents, but scanned copies of ink signatures will be accepted. Electronically submitted responses will be deemed received on the date it is electronically received by staff. Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer’s recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1158 if you have any questions.

Sincerely,

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

RECEIVED

By Office of the Commission Secretary at 10:38 am, Dec 03, 2024

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.**SENSITIVE**

December 3, 2024

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

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

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 4759 – Montana Outdoor Values Action Fund¹ and Jill Lombardi, in their official capacity as Treasurer (C00860155)

On September 10, 2024, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2024 July Quarterly Report and made a preliminary determination that the civil money penalty was \$12,372 based on the schedule of penalties at 11 C.F.R. § 111.43. On October 21, 2024, the Commission received a written response (“challenge”) from the respondents’ counsel. After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated November 26, 2024 was forwarded to the Commission, a copy was forwarded to the respondents’ counsel, and is hereby incorporated by reference.

The Reviewing Officer was sympathetic to the circumstances presented and recognized the Committee relied on its compliance vendor to timely file its reports. However, the Reviewing Officer noted that a committee’s treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d). Moreover, delays caused by committee vendors and negligence are specifically included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents’ control. Therefore, their “best efforts” defense did not succeed. *See ROR.*

¹ On 9/17/24, after the Commission found reason to believe in this matter, the Committee filed an Amended Statement of Organization (FEC Form 1) to change its name from Montana Outdoor Values PAC (MOVPAC) to Montana Outdoor Values Action Fund. The respondents in this matter have been updated accordingly. See <https://docquery.fec.gov/pdf/576/202409179675516576/202409179675516576.pdf>.

The challenge failed to adequately address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). On November 27, 2024, respondents' counsel indicated they would not be submitting a response.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4759 involving Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4759 that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty; and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 4759
 Final Determination Recommendation:)
 Montana Outdoor Values Action Fund)
 and Jill Lombardi, in their official)
 capacity as Treasurer (C00860155))

CERTIFICATION

I, Laura E. Sinram, Secretary and Clerk of the Federal Election
 Commission, do hereby certify that on December 11, 2024, the Commission
 decided by a vote of 6-0 to take the following actions in AF 4759:

1. Adopt the Reviewing Officer recommendation for AF# 4759 involving Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 4759 that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$12,372 civil money penalty.
3. Send the appropriate letter.

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

Attest:

**Laura E
 Sinram**

Digitally signed by Laura
 E Sinram
 Date: 2024.12.11 16:32:20
 -05'00'



December 11, 2024

Date

Laura E. Sinram
 Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

December 20, 2024

Allen H. Mattison and Holly L. Ratliff
Trister, Ross, Schadler & Gold, PLLC
1666 Connecticut Ave., NW
Fifth Floor
Washington, DC 20009

Montana Outdoor Values Action Fund
C00860155
AF# 4759

Dear Counsel:

On September 10, 2024, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to timely file the 2024 July Quarterly Report. By letter dated September 12, 2024, the Commission sent notification of the RTB finding that included a civil money penalty calculated at \$12,372 in accordance with the schedule of penalties at 11 CFR § 111.43. On October 21, 2024, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission’s RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and assess a civil money penalty in the amount of \$12,372 in accordance with 11 CFR § 111.43. The Reviewing Officer Recommendation was sent to you on November 26, 2024.

On December 11, 2024, the Commission adopted the Reviewing Officer’s recommendation and made a final determination that Montana Outdoor Values Action Fund and Jill Lombardi, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and assessed a civil money penalty in the amount of \$12,372. A copy of the Final Determination Recommendation is attached.

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

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

If you choose to appeal the final determination, you must submit a written petition requesting that the final determination be modified or set aside. This request must be made within thirty (30) days of receipt of this letter and sent to the U.S. District Court for the district in which the committee or you reside or transact business. *See* 52 U.S.C. § 30109(a)(4)(C)(iii). If you did not timely raise a factual argument in a challenge to the Commission's RTB finding, your right to present such an argument in an appeal to the U.S. District Court under 52 U.S.C. § 30109 shall be deemed waived. 11 CFR § 111.38.

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

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701, *et seq.* If you do not pay this debt within thirty (30) days 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 five (5) days of the receiving the debt. Treasury currently charges a fee of 30 percent 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 percent 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 by Treasury to enforce recovery of a delinquent debt may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, please follow the payment instructions below. You should make payment within thirty (30) days of receipt of this letter.

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 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 CFR §§ 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 Rhiannon Magruder on our toll-free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,

A handwritten signature in black ink, reading "Sean J. Cooksey". The signature is written in a cursive, flowing style.

Sean J. Cooksey
Chairman