



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 6, 2021

Joel A. Smith, Treasurer  
LIUNA Minnesota & North Dakota/Laborers' District  
Council of Minnesota & North Dakota  
81 East Little Canada Road  
Saint Paul, MN 55117

**Response Due Date**  
**May 27, 2021**

Re: ADR 1009 (RAD 21L-15)  
LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota and Joel A. Smith, Treasurer (C00684332)

Dear Joel A. Smith:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Reports Analysis Division (RAD) was based on a review of reports filed by LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota which reflect a possible failure to comply with the Federal Election Campaign Act of 1971, as amended.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota and Joel A. Smith, Treasurer (Respondents or the Committee). The ADR Program provides Respondents with an opportunity to negotiate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR Office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the ADR Program, you must: 1) indicate in writing a willingness to have your case submitted for ADR processing; 2) agree to participate in the bilateral interest based negotiations; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations are summarized as follows:

RAD referred LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota and Joel A. Smith, Treasurer (Respondents or the Committee) for failing to timely file one (1) 48-Hour Report totaling \$77,993.14 to support four (4) independent expenditures disclosed on the 2020 12-Day Pre-General Report.

On January 14, 2021, the Committee filed a Form 99 (Miscellaneous Electronic Submission) stating that it inadvertently failed to file the 48-Hour Reports because it was unaware of independent expenditure reporting requirements.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR form. **Failure to respond affirmatively within fifteen (15) business days from the date of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC's Office of General Counsel for further processing, and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as **ADR 1009**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,



Joshua A. Rebollozo  
ADR Specialist  
Alternative Dispute Resolution Office