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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**SENSITIVE****MEMORANDUM**

October 4, 2021

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

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

Krista J. Roche *KJR*  
Director, ADR Office

Rosa Marshall *RM*  
Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement  
ADR 1026 - Americans for Decency and Democracy  
(C00756635) and Shawnda Deane, Treasurer

RESOLUTION TERMS: Develop a policy document to be provided to external compliance vendors detailing independent expenditure reporting procedures; and pay a civil penalty of \$3,775.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1026 (RAD 21L-30). The ADR Office received this referral on May 19, 2021.

**SUMMARY:** The Reports Analysis Division (RAD) referred Americans for Decency and Democracy and Shawnda Deane, Treasurer (Respondents or the Committee) for failing to timely file one (1) 24-Hour Report supporting two (2) independent expenditures totaling \$50,135.29 disclosed on the 2021 30-Day Post-Runoff Report. On January 5, 2021, the Committee filed one (1) 24-Hour Report to disclose the independent expenditures, albeit untimely.

The Committee filed a Form 99 (Miscellaneous Electronic Submission) on March 22, 2021, acknowledging the error and stating that the failure to file the 24-Hour Report was caused by a delay in receiving information from the vendor regarding the dissemination date. Specifically, the Committee states that it did not receive a

“confirmation of the launch date” from the vendor until five (5) days after the activity was disseminated. The Committee further states that the 24-Hour Report was filed within 24 hours of receiving this information. The Committee notes that it has implemented measures to ensure that this oversight is not repeated in the future.

**RECOMMENDATIONS:**

1. Approve the attached Negotiated Settlement of Americans for Decency and Democracy and Shawnda Deane, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.