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**SENSITIVE**

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**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

Joshua A. Rebollozo *JAR*  
Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement  
ADR 1030 - Community Change Voters and Jeff Berman,  
Treasurer (C00612820)

RESOLUTION TERMS: Develop and certify the implementation and distribution of a policy document to be provided to all staff and compliance vendors detailing independent expenditure reporting procedures; certify that a representative of the Committee participated in an FEC training; and pay a civil penalty of \$11,200.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1030 (RAD 21L-38). The ADR Office received this referral on June 10, 2021.

**SUMMARY:** The Reports Analysis Division (RAD) referred Community Change Voters and Jeff Berman, Treasurer (Respondents or the Committee) for failing to timely file one (1) 24-Hour Report to support one (1) independent expenditure totaling \$150,000 disclosed on the Amended 12-Day Pre-General Report filed on December 1, 2020.

In a Form 99 (Miscellaneous Electronic Submission) filed on March 15, 2021, and during negotiations, the Committee acknowledged that it failed to timely file the

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24-Hour Report, and states that the error arose when staff failed to communicate that previously-paid advertising would be allocated among two candidates, rather than a single candidate as originally intended and as disclosed. The Committee further stated that it filed an amendment correctly allocating the expenditure among the two candidates. The Committee additionally stated that it has taken steps to improve its internal communication processes to ensure timely and accurate reporting of independent expenditures, including regular internal reporting of independent expenditures and implementing more training for staff.

**RECOMMENDATIONS:**

1. Approve the attached Negotiated Settlement of Community Change Voters and Jeff Berman, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.