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By Office of the Commission Secretary at 8:15 am, Nov 10, 2021



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**SENSITIVE****MEMORANDUM**

November 10, 2021

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock  
Chief Compliance Officer

Krista J. Roche *KJR*  
Director, ADR Office

Rosa Marshall *RM*  
Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement  
ADR 1037 - Sharice for Congress (C00670034)  
and Jay Petterson, Treasurer

RESOLUTION TERMS: Develop and certify implementation of a compliance  
operations manual; and pay a civil penalty of \$2,475.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1037 (RAD 21L-45). The ADR Office received this referral on July 23, 2021.

**SUMMARY:** The Reports Analysis Division (RAD) referred Sharice for Congress and Jay Petterson, Treasurer (Respondents or the Committee) for failing to remedy 2020 Primary and General Election contributions in excess of the limits totaling \$33,040. All contributions have been refunded, albeit untimely.

The Committee filed amended reports and two (2) Form 99s (Miscellaneous Electronic Submissions) on November 19, 2019, and April 15, 2020, listing the corrective action taken to address the contributions received in excess of the limits during the 2020 election cycle. During negotiations, Respondents stated that the error was caused by its former compliance firm, which was responsible for filing the Committee's reports and handling the Committee's compliance. Respondents also contend that some of the excessive contributions may have been presumptively

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redesignated for the general election, however the former compliance firm refused to provide the Committee with records to substantiate whether presumptive redesignation letters were timely sent to its contributors. Lastly, the Committee states that it has retained a new Treasurer and compliance firm and formally implemented a procedure to notify contributors of presumptive redesignations.

**RECOMMENDATIONS:**

1. Approve the attached Negotiated Settlement of Sharice for Congress and Jay Petterson, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.