



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 16, 2021

Christopher M. Marston, Treasurer
REBUILDING AMERICA NOW
PO Box 26141
Alexandria, VA 22313

Response Due Date
August 31, 2021

Re: ADR 1038 (P-MUR 631)
REBUILDING AMERICA NOW and Christopher M. Marston, Treasurer
(C00618876)

Dear Christopher M. Marston:

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 Office of General Counsel was based on a *sua sponte* submission filed by REBUILDING AMERICA NOW.

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 REBUILDING AMERICA NOW and Christopher M. Marston, 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:

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
1050 FIRST STREET N.E., WASHINGTON, DC 20463
TELEPHONE:
TELEPHONE:
EMAIL: KROCHE@FEC.GOV

In a sua sponte submission dated March 6, 2020, REBUILDING AMERICA NOW and Chris Marston, Treasurer, (Respondents or the Committee) allege that the former treasurer of the Committee misappropriated \$278,169.45 of Committee funds between September 2016 and January 2019.

The Committee states that it "believed that it had taken all prudent steps to create internal controls and segregation of duties." The Committee further states that its former treasurer "shifted and reconfigured the responsibilities along the way to avoid discovery of his actions."

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 ten (10) 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.

This matter has been designated as **ADR 1038**. 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,



Krista J. Roche
Director
Alternative Dispute Resolution Office