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SENSITIVEFEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463**MEMORANDUM**

January 27, 2022

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Krista J. Roche *KJR*
Director, ADR Office

SUBJECT: ADR 1044 NRCC and Keith A. Davis, Treasurer
Recommendation to Dismiss (C00075820)

The Office of General Counsel transferred P-MUR 644 on September 10, 2021, and the ADR Office (ADRO) designated the matter as ADR 1044. The ADRO recommends the Commission exercise prosecutorial discretion and dismiss the matter. *Heckler v. Chaney* 470 U.S. 821 (1985). We include a summary and discussion of the matter for your information.

Summary and Analysis of Case: On November 9, 2020, NRCC and Keith A. Davis, Treasurer, (Respondents or the Committee) filed a *sua sponte* submission stating that the Committee failed to report an independent expenditure totaling \$17,894.57 on a 24-Hour Report because of an administrative oversight. The Committee indicates that its advance payment of the expenditure prior to the dissemination of the ad was a complicating issue. The Committee states that it filed an amended 24-Hour Report on November 6, 2020, when it became aware of the error. The Committee further states that it implemented a procedure to cross-check advance payments with all independent expenditure ads to prevent a reoccurrence of this error. Based on the foregoing, the ADRO recommends the Commission exercise prosecutorial discretion and dismiss the matter. *Heckler v. Chaney* 470 U.S. 821 (1985).

RECOMMENDATIONS:

1. Dismiss ADR 1044 (P-MUR 644).
2. Approve the appropriate letters.