



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 17, 2021

Richard Elsner, Treasurer
COLORADO REPUBLICAN COMMITTEE
5950 S. Willow Drive, Suite 302
Greenwood Village, CO 80111

**Response Due Date
December 9, 2021**

Re: ADR 1054 (RAD 21L-61)
COLORADO REPUBLICAN COMMITTEE and Richard Elsner, Treasurer
(C00033134)

Dear Richard Elsner:

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 Reports Analysis Division (RAD) was based on a review of reports filed by COLORADO REPUBLICAN COMMITTEE which reflect a possible failure to comply with the Federal Election Campaign Act of 1971, as amended.

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 COLORADO REPUBLICAN COMMITTEE and Richard Elsner, 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:

The Reports Analysis Division (RAD) referred COLORADO REPUBLICAN COMMITTEE and Richard Elsner, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on its 2020 Year End-Report filed on January 31, 2021.

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

On April 29, 2021, the Committee filed an Amended Year-End Report which disclosed \$156,031.33 in additional receipts and \$202,524.68 in additional disbursements.

In a Form 99 (Miscellaneous Electronic Submission) filed on June 14, 2021, the Committee states that the additional activity consisted of transfers to and from affiliated political party committees and that the omission of those transfers on the 2020 Year-End Report was inadvertent. The Committee further states that it discovered the errors after performing a detailed account review and bank reconciliation, voluntarily filed amendments to correct the errors, and provided additional training to members of the staff to help avoid such disclosure omissions in the future.

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 fifteen (15) 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 1054**. 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,

A handwritten signature in black ink, appearing to read "KJ Roche", with a horizontal line extending to the right.

Krista J. Roche
Director
Alternative Dispute Resolution Office