

23L-20

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: May 16, 2023

ANALYST: Jeremiah Hempel

I. COMMITTEE: Latino Victory Fund
C00562777
Maria R. Gonzalez, Treasurer
P.O. Box 34104
Washington DC 20005

II. RELEVANT STATUTE: 52 U.S.C. § 30104(g)(1)
11 C.F.R. § 104.4(c)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to File 24-Hour Reports)

Latino Victory Fund (“the Committee”) failed to timely file one (1) 24-Hour Report totaling \$34,657.34 to support one (1) independent expenditure disclosed on the [2022 30-Day Post-General Report](#), made after the 20th day but more than 24 hours before the day of the 2022 General Election held on November 8, 2022 (Attachment 1).

On December 8, 2022, the Committee filed its 2022 30-Day Post-General Report, covering the period from October 20, 2022 through November 28, 2022. The report included a [Schedule E](#) (Itemized Independent Expenditures) disclosing seven (7) independent expenditures, totaling \$224,657.34, made in support of six (6) federal candidates.

On January 31, 2023, a [Request For Additional Information \(RFAI\)](#) was sent to the Committee referencing the [2022 30-Day Post-General Report](#). The RFAI noted that the Committee may have failed to file one (1) or more of the required 24-Hour Reports of independent expenditures. A chart was included with the RFAI identifying one (1)

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independent expenditure totaling \$34,657.34, for which a 24-Hour Report had not been filed (Attachment 1).

On March 7, 2023, the Committee filed an [FEC Form 99](#) (Miscellaneous Electronic Submission) in response to the RFAI referencing the [2022 30-Day Post-General Report](#). The Committee stated:

“This submission responds to the Commissions January 31, 2023 letter regarding the Committees 30-day post-general report. The letter noted that Schedule E of the report identified an October 29, 2022 independent expenditure of \$34,657.34 that had not been previously reported in a 24-hour independent expenditure report. The Committees longtime compliance specialist passed away after an illness in December 2022. The Committee has since been transitioning to a new compliance firm, whose review shows that the 24-hour report in question had been created and closed within FECFile by the prior compliance specialists [sic] firm but appears not to have been submitted to the Commission. The Committee was previously under the impression that the report had been timely filed. While it is not possible to determine why the report was prepared and closed but not submitted, the Committee and its new compliance firm are working diligently to update all records and file timely reports moving forward.”

Since February 23, 2023, the Reports Analysis Division (RAD) logged seven (7) communications with a representative of the Committee which reflect efforts to help the Committee voluntarily comply with the Act regarding the matters referenced above. RAD was able to connect with the Committee on three (3) of these occasions and notified Hannah Creswell, the Committee’s Compliance Officer, that the Committee could be referred to another Commission office for further review. RAD advised the Committee to file the outstanding 24-Hour Report and an FEC Form 99 with any clarifying information for the public record (Attachment 2).

On April 21, 2023, the Committee filed one (1) [24-Hour Report](#) to support one (1) independent expenditure, totaling \$34,657.34, disseminated on October 29, 2022.

To date, no further communications have been received from the Committee regarding this matter. Filings and correspondence related to the Committee can be found here: [Latino Victory Fund](#).

Latino Victory Fund (C00562777)[2022 30 Day Post-General Report](#)24-Hour Report Not Timely Filed

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Supported/Opposed	Election	24-Hour Report Filed
Mosaic Media Strategy Group	10/29/2022	\$34,657.34 <i>24-Hour Report Required</i>	Catherine Cortez Masto	2022 General	4/21/2023