

23L-30

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: June 27, 2023

ANALYST: Michael Adamsky

I. COMMITTEE: Michigan Peoples Choice
C00733915
Kenneth Whittaker, Treasurer
P.O. Box 32992
Detroit, MI 48232

II. RELEVANT STATUTE: 52 U.S.C. § 30104(b)(2)
11 C.F.R. § 104.3(a)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Disclose all Financial Activity)

Michigan Peoples Choice (“the Committee”) failed to disclose all financial activity on its 2022 July Quarterly Report. On October 14, 2022, the Committee filed an Amended 2022 July Quarterly Report which disclosed additional receipts of \$268,000.00 (Attachment 1).

On July 15, 2022, the Committee filed the original [2022 July Quarterly Report](#) covering the period from April 1, 2022 through June 30, 2022. The report disclosed \$0.00 in receipts on Line 11(c) (Contributions from Other Political Committees) of the Detailed Summary Page.

On October 14, 2022, the Committee filed an [Amended 2022 July Quarterly Report](#). The report disclosed \$268,000.00 in receipts on Line 11(c) of the [Detailed Summary Page](#), an increase of \$268,000.00 from the original report (Attachment 1).

On February 26, 2023, a [Request for Additional Information \(RFAI\)](#) was sent to the Committee referencing the Amended 2022 July Quarterly Report, received October 14,

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2022. The RFAI requested clarification regarding the substantial increase in receipts disclosed on the Amended 2022 July Quarterly Report.

On April 27, 2023, the Committee filed an [FEC Form 99 \(Miscellaneous Electronic Submission\)](#) in response to the RFAI referencing the Amended 2022 July Quarterly Report, received October 14, 2022. The Committee stated:

“In May 2022 Michigan Peoples Choice were sent funds amounting to \$268,000 from Peoples Action. These funds were intended for our affiliated 501(c) 4, Michigan Peoples Campaign.

This was discovered in October when we were reconciling incoming funding and realized we were missing funds from Peoples Action for the c4. We finally tracked the wired funds to the Michigan Peoples Choice bank account. We tried to have the funds reversed but it wasn't possible.

We plan to transfer the funds to the correct account soon. Once completed we will file a report to notify.”

Since April 19, 2023, the Reports Analysis Division (RAD) logged three (3) communications with a representative of the Committee which reflect efforts to help the Committee voluntarily comply with the Act regarding the matter referenced above. RAD was able to connect with the Committee on two (2) of these occasions and notified Francis Barber, Custodian of Records, that the Committee could be referred to another Commission office for further review. RAD advised the Committee to file an FEC Form 99 with any additional clarifying information for the public record (Attachment 2). 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: [Michigan Peoples Choice](#).

Michigan Peoples Choice (C00733915)[2022 July Quarterly Report/Amended 2022 July Quarterly Report](#)Overview of Additional Receipts

Report Line	Original 2022 July Quarterly Report	Amended 2022 July Quarterly Report, Received 10/14/2022	Variance Amount
Line 11(c): Contributions from Other Political Committees	\$0.00	\$268,000.00	\$268,000.00
		Total:	\$268,000.00