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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE**MEMORANDUM**

January 26, 2024

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Krista J. Roche *KJR*
Director, ADR Office

Rosa Marshall *RM*
Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement
ADR 1141 - Idaho State Democratic Party and
Nan Cluss, Treasurer (C00010439)

RESOLUTION TERMS: Certify the Committee amended relevant 2021-2022 reports after consultation with the FEC's Reports Analysis Division (RAD); certify annually for two years that the Committee continued to retain the services of a compliance firm; certify that a representative of the Committee participated in an FEC training; and pay a civil penalty of \$5,475.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1141 (RAD 23L-53). The ADR Office received this referral on September 19, 2023.

SUMMARY: RAD referred Idaho State Democratic Party and Nan Cluss, Treasurer (Respondents or the Committee) for a series of reporting errors and other FECA violations during the 2021-2022 election cycle. The Committee's errors included: excessive, prohibited, and other impermissible contributions; mathematical discrepancies; failure to provide supporting schedules; and allocated federal and non-federal activity.

During negotiations, Respondents stated that the Committee switched the compliance firm that was responsible for filing its reports halfway through the 2021-2022 election cycle. After conducting an internal review of the Committee's filings, the new compliance firm discovered errors in past reports and made amendments to correct the public record, albeit untimely.

RECOMMENDATIONS:

1. Approve the attached Negotiated Settlement of Idaho State Democratic Party and Nan Cluss, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.