



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 13, 2023

Shayne Thoman, Treasurer  
Brighter Future PAC  
499 S Capital Street, SW, Suite 407  
Washington, DC 20003

**Response Due Date**  
**December 1, 2023**

Re: ADR 1149 (RAD 23L-64)  
Brighter Future PAC and Shayne Thoman, Treasurer (C00793380)

Dear Shayne Thoman:

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 Brighter Future PAC 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 Brighter Future PAC and Shayne Thoman, 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 referred Brighter Future PAC and Shayne Thoman, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on its 2022 July Quarterly Report. On May 24, 2023, the

Committee filed an Amended 2022 July Quarterly Report which disclosed \$412,515.53 in additional receipts and \$585,498.29 in additional disbursements.

On August 8, 2023, the Committee filed a Form 99 (Miscellaneous Electronic Submission) stating that an error occurred during the process of transitioning the committee type from a principal campaign committee to a nonconnected committee. The Committee further explained that the original July Quarterly report was filed on a Form 3 instead of the intended Form 3X due to an inadvertent error. This resulted in a software error that failed to include the July Quarterly reporting period (April 28, 2022, through June 30, 2022) receipts and disbursements into the original report.

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 1149**. 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,

Rosa Marshall  
Assistant Director  
Alternative Dispute Resolution Office