



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

SENSITIVE

MEMORANDUM

March 4, 2025

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 1189 - One APIA PAC and
Eric Jeng, Treasurer (C00761072)

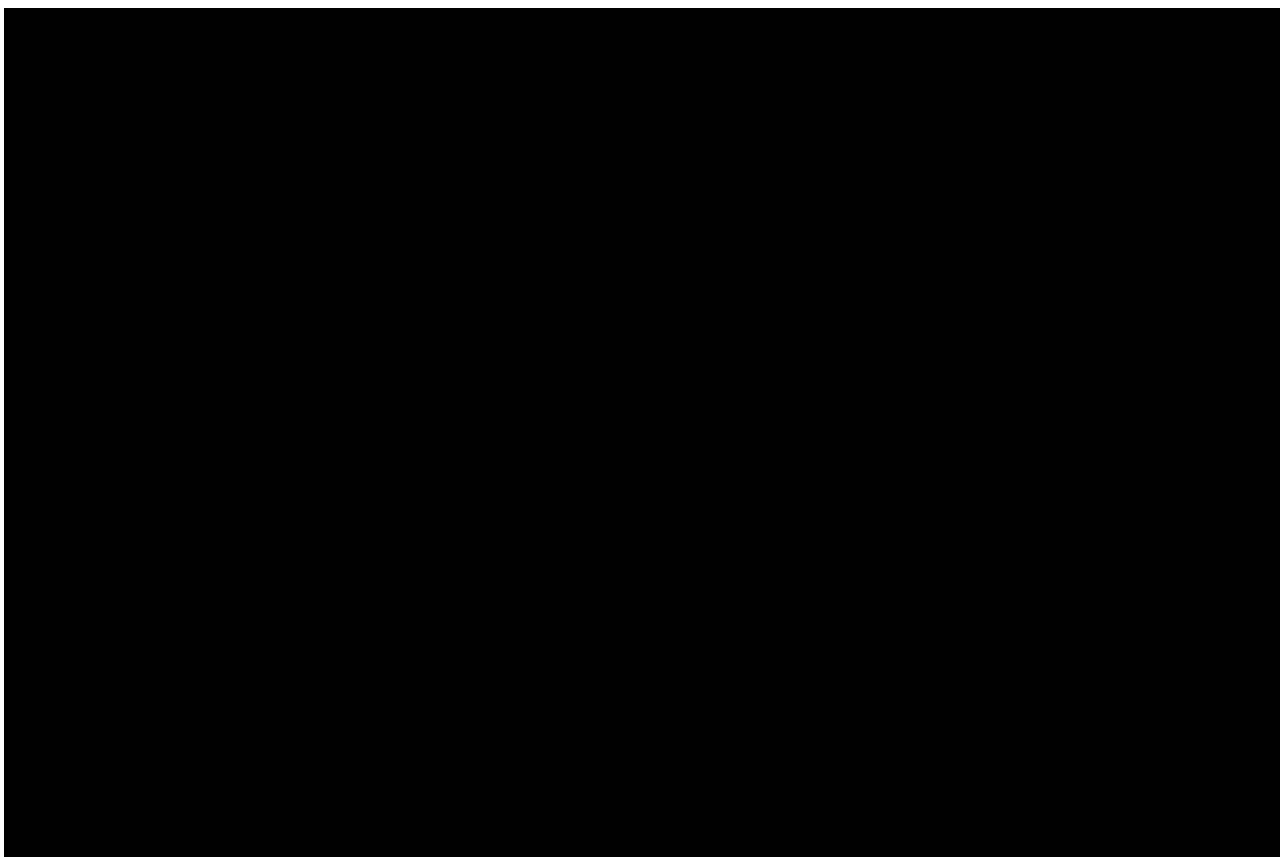
RESOLUTION TERMS: Develop and certify the implementation and distribution of a policy document to be provided to all staff and compliance vendors detailing independent expenditure reporting procedures; certify that a representative of the Committee participated in an FEC training program; and pay a civil penalty of \$12,700.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1189 (RAD 24L-39). The ADR Office received this referral from the Reports Analysis Division (RAD) on October 15, 2024.

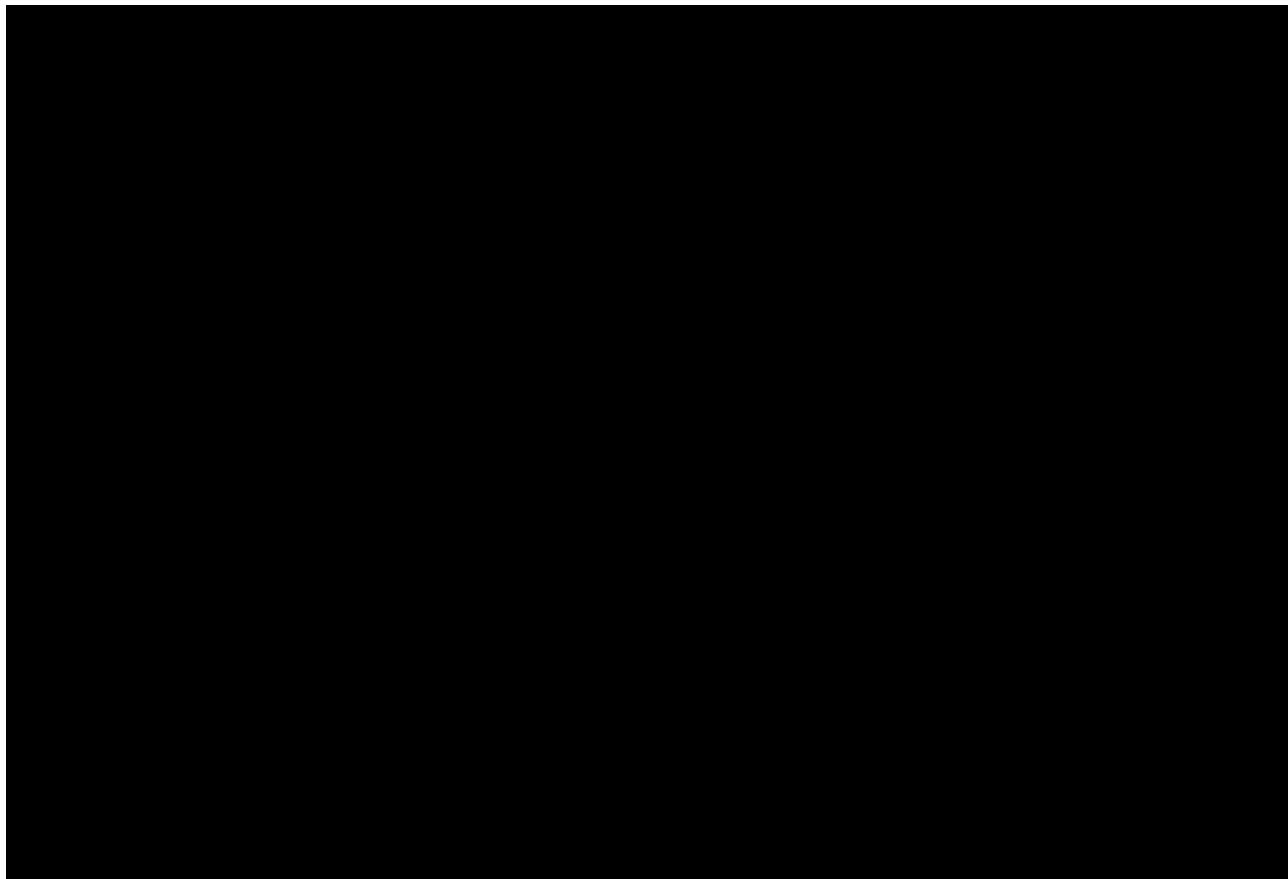
SUMMARY: RAD referred One APIA PAC and Eric Jeng, Treasurer (Respondents or the Committee) for failing to timely file three (3) 24-Hour Reports to support nine (9) independent expenditures, totaling \$126,893.35, disclosed on the 2020 Year-End Report. These independent expenditures were disseminated between October 16, 2020 and October 23, 2020, and the Committee filed 24-Hour Reports on November 16, 2020 and August 23, 2024, to support these expenditures.

RAD also referred Respondents for failing to timely file two (2) 24-Hour Reports to support four (4) independent expenditures, totaling \$42,424.56, disclosed on the Amended 2022 Year-End Report. These independent expenditures were disseminated between October 20, 2022 and November 4, 2022. On November 5, 2022, and August 23, 2024, the Committee filed 24-Hour Reports to support these expenditures.¹

During negotiations, Respondents stated that the failure to timely file 24-Hour Reports during the 2020 election cycle was due to an inexperienced treasurer not fully understanding independent expenditure reporting requirements. The Committee stated that during the 2022 election cycle, the newly retained treasurer did not have the electronic filing access necessary to update its Statement of Organization or file reports. The Committee contacted the Commission for guidance and password assistance in November 2022. The Committee has since filed all 24-Hour Reports, albeit untimely, and hired a new treasurer and counsel to ensure compliance with all future reporting requirements.



¹ RAD's referral cited the Respondents' failure to timely file two (2) 24-Hour Reports to support five (5) independent expenditures, totaling \$92,424.56, disclosed on the Amended 2022 Year-End Report. At the time the 24-Hour Reports were due, Committee staff did not have the access necessary to electronically file reports. In an attempt to timely disclose expenditures, on November 5, 2022, the Committee submitted a 24-Hour Report via email to support \$50,000 of these expenditures. Therefore, for the purposes of this settlement, the amount in violation is reduced to \$42,424.56 to reflect only those expenditures for which Respondents agree were not timely disclosed.



RECOMMENDATIONS:

1. Approve the attached Negotiated Settlement of One APIA PAC and Eric Jeng, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.