



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM

August 6, 2004

TO: ALLAN D. SILBERMAN
DIRECTOR, ALTERNATIVE DISPUTE RESOLUTION

THROUGH: JAMES A. PEHRKON *AC JJP*
STAFF DIRECTOR
ROBERT J. COSTA *AC*
DEPUTY STAFF DIRECTOR

FROM: JOHN D. GIBSON *JDG*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF JESSE JACKSON JR. FOR CONGRESS
COMMITTEE

Jesse Jackson Jr. for Congress Committee ("the Committee") understated the financial activity on its original 2004, 12 Day Pre-Primary Report filed with the Commission. The report failed to disclose \$67,879.80 in disbursements that were subsequently reported on the amended 2004, 12 Day Pre-Primary Reports. In accordance with the *RAD Review and Referral Procedures for the 2003-2004 Election Cycle* (Standard 7), a review by your office is required in regards to the adequacy of the referral for the Alternative Dispute Resolution (ADR) program. The Office of General Counsel agreed, on August 4, 2004, that the referral was adequate for referral to the ADR program.

The Committee supports Jesse Jackson Jr., incumbent candidate in the 2004 Illinois Second (2nd) Congressional District election.

Please apprise me, by August 10, 2004, of your determination to accept the referral.

Copies of any reports or letters either filed by the Committee or sent by the Reports Analysis Division and referenced in this referral are available for your review on the FEC Imaging System or the web site.

If you have any questions regarding this referral, please contact Patrick Leopold at 694-1171.

REPORTS ANALYSIS REFERRAL

DATE: August 6, 2004

ANALYST: Patrick Leopold

- I. COMMITTEE: Jesse Jackson Jr. for Congress Committee
C00305920
Carol Stanley-Robbins, Treasurer
7016 S. Euclid Avenue
Chicago, IL 60649
- II. RELEVANT STATUTE: 11 CFR §104.3(b)
2 U.S.C. §434(b)(4)
2 U.S.C. §434(b)(5)
2 U.S.C. §434(b)(6)

III. BACKGROUND:

Understatement of Financial Activity / Increased Activity Disclosed on Amended Report

Jesse Jackson Jr. for Congress Committee ("the Committee") understated the financial activity on their original 2004, 12 Day Pre-Primary Report filed with the Commission. The report failed to disclose \$67,879.80 in disbursements that were subsequently reported on the amended 2004, 12 Day Pre-Primary Reports.

On March 5, 2004, the Committee filed the 2004, 12 Day Pre-Primary Report (microfilm #24990723761). The report disclosed total disbursements of \$500.00. On March 16, 2004, RAD sent a Request for Additional Information (RAFI) to the Committee for an unrelated issue involving incorrect Column B figures (microfilm #24038341173).

On April 14, 2004, the Committee filed an Amended 12 Day Pre-Primary Report (microfilm #24990999228). The amended report corrected the original issue involving incorrect column B figures, but disclosed total disbursements of \$68,379.80. On May 4, 2004, RAD sent a Request for Additional Information (RAFI) to the Committee referencing the Amended 12 Day Pre-Primary Report (microfilm #24038402292). The RAFI requested that the Committee itemize credit card disbursements and clarify why the additional disbursement activity was not disclosed on the original filing.

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On June 2, 2004, the Committee filed a second Amended 12 Day Pre-Primary Report (microfilm #24961506252) and a Miscellaneous Report to the FEC (microfilm #24961506426). The amended report corrected the missing credit card disbursements identified in the RFAI sent on May 4, 2004, but did not address the timely disclosure of reported disbursements. However, in the accompanying Miscellaneous Report to the FEC, the Committee confirmed that the disbursement activity reported on both of the Amended 2004, 12 Day Pre-Primary Reports were the actual disbursements.

The committee response within the Miscellaneous Report included the following statement: "Again, due to our process of preparing test reports for review before submission of a final report, many test reports are created and stored in our database. Unfortunately, a test file was inadvertently selected and sent. Today's amendment reflects the correct data and should be considered the committee's final report."

To date, no further communications have been received from the Committee regarding these matters.

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