

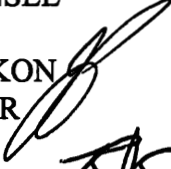



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463


January 19, 2005

MEMORANDUM

TO: LAWRENCE H. NORTON
GENERAL COUNSEL

THROUGH: JAMES A. PEHRKON 
STAFF DIRECTOR

ROBERT J. COSTA 
DEPUTY STAFF DIRECTOR

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

SUBJECT: REFERRAL OF WOMEN'S CAMPAIGN FUND

The Reports Analysis Division is referring Women's Campaign Fund ("the Committee) for amending its 2004 April Quarterly Report to disclose additional receipts totaling \$63,883.22, a 24% increase over the financial activity reported in their original 2004 April Quarterly Report. According to the 2003-2004 *RAD Review and Referral Procedures for Unauthorized Committees (Standard 7)*, this matter requires further examination by your office. Please note, however, that due to the amount of additional receipts in question, RAD would recommend that this matter be sent to the Office of Alternative Dispute Resolution for further processing.

Please note that the Request for Additional Information ("RFIA") referencing the 2004 Amended April Quarterly Report also questioned the disclosure of additional disbursements totaling \$40,597.49. This issue was not included in the referral, however, because the increase in activity amount falls below established referral thresholds.

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 should have any questions regarding this matter, please feel free to contact Jennifer Thangavelu at 694-1143.

Attachments

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REPORTS ANALYSIS REFERR

TO

OFFICE OF GENERAL COUNSEL

DATE: January 19, 2005

ANALYST: Jennifer Thangavelu

- I. COMMITTEE: Women's Campaign Fund (C00015024)
Robin Nancy Clack, Treasurer, as of 6/04/04
Lynn Martin, Treasurer, 1/30/99 – 6/03/04
734 15th St. NW, Suite 500
Washington, DC 20005
- II. RELEVANT STATUTE: 2 U.S.C. §434(b)(2)(A)
11 C.F.R. §104.3(a)(2)(i)(A)
11 C.F.R. §104.3(a)(2)(i)(B)

III. BACKGROUND:

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

Women's Campaign Fund ("the Committee") filed an Amended 2004 April Quarterly Report which disclosed additional receipts totaling \$63,883.22 on July 27, 2004.¹

On April 16, 2004, the Committee filed its 2004 April Quarterly Report covering the period from January 1, 2004 through March 31, 2004. This original report disclosed \$240,933.30 on Line 11(a)(i) (itemized contributions from individuals/persons other than political committees) and \$17,172.00 on Line 11(a)(ii) (unitemized contributions from individuals/persons other than political committees) of the Detailed Summary Page (Image 24991075448). (Attachment 2).

On July 27, 2004, the Committee filed an Amended 2004 April Quarterly Report, which disclosed \$241,403.23 on Line 11(a)(i) (itemized contributions from individuals/persons other than political committees) and \$80,585.29 on Line 11(a)(ii) (unitemized contributions from individuals/persons other than political committees) of the Detailed Summary Page, which totaled \$63,883.22 in additional receipts (Image 24962045124).

On September 8, 2004, a Request for Additional Information ("RFAI") was sent to the Committee. The RFAI asked for clarification regarding the \$63,883.22 in additional

¹ The Committee subsequently filed other Amended 2004 April Quarterly Reports on October 8, 2004, and October 14, 2004, creating a decrease of \$2,775 in receipts, therefore reducing the total increase in receipts that were not disclosed on the original 2004 April Quarterly Report to \$61,108.22.

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receipts that were not disclosed on the Committee's original 2004 April Quarterly Report (Image 2403851099).

On October 25, 2004, the analyst called the Committee and asked to speak with the treasurer, Robin Nancy Clack. The receptionist stated that Ms. Clack did not work out of the office called and suggested that the analyst speak with Deputy Executive Director, Allison Thompson. The analyst explained to Ms. Thompson that the Commission had sent an RFAI requesting additional information referencing the Committee's Amended 2004 April Quarterly Report, and that the Commission had not received a response addressing the increase in receipts. The analyst advised Ms. Thompson that a response must be received by the Commission within one week (November 1, 2004) or enforcement action may be taken (Attachment 3).

On November 4, 2004, the analyst called the Committee again and asked to speak with Ms. Thompson. Ms. Thompson was unavailable, so the analyst left a message with the receptionist reminding Ms. Thompson of the prior week's conversation about the Committee's failure to respond to the RFAI regarding issues on its Amended 2004 April Quarterly Report. The analyst said that a response was due as soon as possible, preferably by Monday (November 8, 2004) of next week, and left her phone number. The receptionist said that she would have Ms. Thompson call the analyst back (Attachment 4).

Ms. Thompson returned the analyst's call on November 4, 2004 and asked if the analyst had received the Committee's letter—an electronic explanation addressing the issues identified in the RFAI for the Committee's Amended 2004 April Quarterly Report. She said that it had been filed with one of the Committee's October filings, but was not sure which one. Ms. Thompson asked if the analyst would check and call her back. The analyst checked the Committee's two amended 2004 April Quarterly Reports filed October 8, 2004 and October 14, 2004, as well as its 2004 October Monthly and 2004 12 Day Pre-General Reports, but found no memo text filed with any of these reports explaining the increase in receipts on the Amended April Quarterly report. The analyst again explained to Ms. Thompson again that an increase had been identified in the Committee's receipts on the April Quarterly amendment filed July 27, 2004, as compared to the original 2004 April Quarterly Report, and that an explanation was required. Ms. Thompson said that she would file an explanation right away (Attachment 5).

On November 9, 2004, the analyst called Ms. Thompson and informed her that a response to the RFAI referencing the Amended April Quarterly Report had still not been received. Ms. Thompson said that she would ask the Committee's attorney to file a response to the Amended April Quarterly Report to address the increase in receipts and disbursements, and said that she would file that response as soon as possible (Attachment 6).

On November 9, 2004, the Committee responded to the RFAI for the Amended 2004 April Quarterly Report with an EText Attachment. The Committee's response stated that "The Committee maintains several accounts out of which it conducts its federal activities. The missing information was primarily activity in one account that has a high volume of activity. The Committee amended its report to show the missing information as soon as it was able to do so" (Image 24962860791).

To date, no further communication has been received from the Committee regarding this matter.

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WOMEN'S CAMPAIGN FUND
Clack, Nancy
FILING FREQUENCY: QUARTERLY

734 15th St. NW

Washington

NON-PARTY QUALIFIED
DC 20005

ID #C00015024

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1			A	6/04/2004	4	24961533779						
1			A	12/14/2004	4	24981783846						
MS			T	1/07/2003	1	23990029178						
MS			T	6/10/2004	1	24961553726						
MS			T	11/01/2004	2	24038610245						
MS			T	11/04/2004	1	24971893488						
MS			T	11/04/2004	1	24971893489						
MS			T	11/09/2004	1	24962860791						
MS			T	11/19/2004	1	24962891788						
RQ	Q2	2		11/12/2003	4	23038241090	1/01/2003 6/30/2003					
RQ		1		10/27/2004	3	24038603525	10/27/2004					
RQ	Q1	2		9/08/2004	3	24038512599	1/01/2004 3/31/2004					
RQ	M4	2		5/12/2004	5	24038410211	1/01/2004 3/31/2004					
RQ	Q2	2		9/08/2004	7	24038512592	4/01/2004 6/30/2004					
3	Q2	N	P	7/30/2003	302	23991620028	1/01/2003 6/30/2003	98888	549220	452782	195326	417
3	Q2	A	P	12/01/2003	318	23992381219	1/01/2003 6/30/2003	98888	558485	466715	190658	0
3	Q2	A	P	1/09/2004	319	24990040001	1/01/2003 6/30/2003	98888	558485	466715	190658	0
3	Q2	A	P	1/17/2004	320	24990110001	1/01/2003 6/30/2003	254425	558485	466987	345923	0
3	YE	N	P	1/28/2004	244	24990222777	7/01/2003 12/31/2003	345923	318469	417357	247035	0
3	Q1	N	P	4/16/2004	178	24991075446	1/01/2004 3/31/2004	134176	263356	233998	163534	0
3	Q1	A	P	5/11/2004	194	24971219473	1/01/2004 3/31/2004	247035	287671	258034	276672	0
3	Q1	A	P	6/10/2004	194	24961553752	1/01/2004 3/31/2004	247035	296825	259034	284826	0
3	Q1	A	P	7/27/2004	188	24962045122	1/01/2004 3/31/2004	247035	326989	259034	314990	0
3	Q1	A	P	10/08/2004	188	24962394342	1/01/2004 3/31/2004	247035	324464	260534	310965	0
3	Q1	A	P	10/14/2004	188	24962456608	1/01/2004 3/31/2004	247035	324464	260484	311015	0
3	Q2	N	P	7/15/2004	95	24981249082	4/01/2004 6/30/2004	284826	72144	167622	189348	0
3	Q2	A	P	7/27/2004	97	24962045447	4/01/2004 6/30/2004	314990	77968	167622	225336	0
3	Q3	N	P	10/15/2004	73	24981341490	7/01/2004 9/30/2004	263412	75273	125627	213058	0

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WOMEN'S CAMPAIGN FUND
Clack, Nancy
FILING FREQUENCY: QUARTERLY

734 15th St NW

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DC 20005

ID #C00015024

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
3	12G	N	P	10/21/2004	12	24962659847	10/01/2004 10/13/2004	213058	1158	6257	207959	0
3	30G	N	P	12/02/2004	54	24981562917	10/14/2004 11/22/2004	207959	64550	64529	207980	0
TOTAL									1420367	1508863		

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Women's Campaign Fund (C00015024)
2004 April Quarterly Report/Amended 2004 April Quarterly Report
Receipt Overview

Line	Original 2004 April Quarterly Report (Image 24991075448)	Amended 2004 April Quarterly Report (Image 24962045124)	Receipt Difference
11(a)(i)	\$240,933.30	\$241,403.23	\$469.93
11(a)(ii)	\$17,172.00	\$80,585.29	\$63,413.29
16*	\$250.00	\$0.00	\$250.00

* Decrease in activity

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