

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: October 26, 2004

ANALYST: Maureen Benitz

- I. COMMITTEE: Latino Alliance
(C00385690)
Linda Chavez
P.O. Box 650637
Sterling, VA 20165
- II. RELEVANT STATUTE: 2 U.S.C. §434(b)(4)(A)
11 C.F.R. §104.3(b)(1)(i)(A) and (B)

III. BACKGROUND:

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

Latino Alliance ("the Committee") filed an Amended 2004, 30 Day Post-General Report to disclose additional disbursements totaling \$76,798.87 on June 1, 2005 (Attachment 2).

On December 2, 2004, the Committee filed the 2004, 30 Day Post-General Report (Image 24981618679) covering the period from October 14, 2004 through November 22, 2004. This report disclosed \$31,983.15 on Line 21(b) (Other Federal Operating Expenditures) of the Detailed Summary Page (Image 24981618682).

On June 1, 2005, the Committee filed an Amended 2004 30 Day Post-General Report (Image 25990983091), which disclosed \$108,782.02 on Line 21(b) (Other Federal Operating Expenditures) of the Detailed Summary Page (Image 25990983094).

On June 10, 2005, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2004, 30 Day Post-General Report, received 6/1/05. Among other discrepancies, the RFAI asked for clarification regarding the \$76,798.87 in additional disbursements on Line 21(b) of the Detailed Summary Page that were not disclosed on the Committee's original 2004 30 Day Post-General Report (Image 25038822478).

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On July 12, 2005, the Committee filed another Amended 2004, 30 Day Post-General Report in response to the June 10, 2005 RFAI referencing the first Amended 2004, 30 Day Post-General Report, received 6/1/05. This report included a memo text that stated in part, "The additional disbursements noted in your RQ-2 dated June 10 are due to the fact that our outsourcing vendor did not receive copies of all disbursements made during the period prior to filing the report. There was no intention to be out of compliance and we have instituted a more thorough review to ensure that these mistakes do not happen in the future." (Image 25970578355)

On July 13, 2005, the Reports Analysis Division (RAD) analyst called and left a message for Alex Wiltsberger, a Committee representative. The Analyst explained that the Committee would be referred to the Federal Election Commission's Office of General Counsel (OGC) for the increased activity on the Amended 2004, 30 Day Post-General Report, received 6/1/05. In addition, the Analyst suggested that the Committee file a Miscellaneous Electronic Submission to further explain the increased activity (Attachment 3).

On July 26, 2005, Robin Sexton, a representative of the Committee, called the RAD analyst to discuss the RFAI sent June 10, 2005 and the Committee's pending OGC referral for increased activity on the Amended 2004, 30 Day Post-General Report. The Analyst explained that the Committee would be referred to OGC for the increased activity and again suggested that the Committee file a Miscellaneous Electronic Submission to provide more information concerning the increased activity. Ms. Sexton asked what a referral to OGC meant for the Committee and the Analyst explained that the Committee could receive a monetary penalty but that OGC would provide more specifics once they contacted the Committee (Attachment 3).

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

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