

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: May 19, 2005

ANALYST: Michelle Liljeroot

I. COMMITTEE: Hall For Congress Committee (Ralph Hall –
Rockwall Texas)
C00120683
J. Blakeley Hall, Treasurer
Post Office Box 711
Rockwall, TX 75087

II. RELEVANT STATUTE: 11 CFR §104.3(b)
2 U.S.C. §434(b)

III. BACKGROUND:

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

On July 15, 2004, the Hall For Congress Committee (Ralph Hall – Rockwall Texas) (“the Committee”) filed an amended 2004 April Quarterly Report disclosing additional disbursements totaling \$284,563.37, a 465% increase over the financial activity reported in their original 2004 April Quarterly Report¹ (Attachment 2).

On April 14, 2004, the Committee originally filed a 2004 April Quarterly Report covering the period from February 19, 2004 to March 31, 2004. The Detailed Summary Page of the original report disclosed \$6,078.76 on Line 17 (Operating Expenditures) and \$55,121.28 on Line 21 (Other Disbursements). Together, these amounts totaled \$61,200.04 on Line 22 (Total Disbursements) (Image 24990994346).

On July 12, 2004, Jody Hall, the Record Keeper for the Committee, called the RAD Analyst for guidance on filing an amendment to the 2004 April

¹ Please note, the Committee also disclosed additional receipts within the Amended April Quarterly Report. However, the increase in receipts did not meet threshold referral criteria and, as such, is not mentioned within the referral.

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Quarterly Report. Ms. Hall inquired about the amendment process, including how many times a committee can amend a report and the time period allowed for amending after the report deadline. The RAD Analyst informed Ms. Hall that the Committee can amend a report as often as necessary after the report is due, however, the Committee should avoid amending the report by accurately disclosing all financial activity on the original report (Attachment 3).

On July 15, 2004, the Committee filed an Amended 2004 April Quarterly Report. The Detailed Summary Page of the amended report disclosed \$343,763.41 on Line 17 (Operating Expenditures) and \$2,000.00 on Line 21 (Other Disbursements). Together, these amounts totaled \$345,763.41 on Line 22 (Total Disbursements) (Image 24961816128).

On October 15, 2004, the Committee filed an additional Amended 2004 April Quarterly Report. The amendment disclosed no change in the amount of disbursements (Image 24962464821).

On October 21, 2004, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2004 April Quarterly Report, which was filed on October 15, 2005. The RFAI asked for clarification regarding the additional disbursements that were not disclosed in the original filings (Image 24038583400).

On October 27, 2004, Ms. Hall called the RAD Analyst to discuss, among other matters, the Amended April Quarterly Report. Ms. Hall stated that this was the first time that she received a letter referencing increased activity on a report. Additionally, she thought that the committee could amend reports any time. The Analyst replied by stating that the committee can amend reports any time in order to make necessary corrections, but in this situation, the committee failed to include receipts and disbursements that needed to be included in the original report (Attachment 4).

On November 1, 2004, the Committee filed a response to the RFAI with the FEC, in the form of a Miscellaneous Electronic Submission. In addition to addressing other discrepancies, the Committee stated: "Our committee is now aware that all activity should be reported on the original filing. Future reports will contain all receipts/and or disbursements for that reporting period." (Image 24962727018)

On December 2, 2004, Ms. Hall called the RAD Analyst. The RAD Analyst informed Ms. Hall that the Committee is in the process of being referred to the Office of General Counsel (OGC) for increased activity on the Amended 2004 April Quarterly Report. The Analyst encouraged Ms. Hall to file an additional Miscellaneous Document by December 10, 2004 to explain the Committee's procedures for reporting receipts and disbursements and to justify the increased activity on the Amended 2004 April Quarterly Report. Additionally, the Analyst again discussed the difference between amending a report for additional clarification and amending a report for increased activity (Attachment 5).

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On December 6, 2004, Ms. Hall called the AD Analyst. In this conversation, Ms. Hall informed the Analyst that the Committee will submit a Miscellaneous Document in regard to increased activity on amended reports (Attachment 6).

On December 7, 2004, the Committee filed a response with the FEC, in the form of a Miscellaneous Electronic Submission. Among other matters addressed, the Committee indicated that: "The disbursements that have been disclosed on the original reports are what we have record of at the time of filing. Some disbursements are not recorded until we have received the committees bank statements and are then disclosed on an amendment. It has been our committees understanding that this was in compliance. We have been made aware that all disbursements must be disclosed on the original report." The Committee further stated that, "In order to comply with the FEC's filing rules our Committee will file original reports that disclose all contributor information and all disbursements the FEC requires and will make amendments to provide clarification on information already disclosed. We will continue to file complete and timely reports." (Image 24981747318)

To date, no further communication has been received from the Committee regarding these matters.

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