

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF ALTERNATIVE DISPUTE RESOLUTION

DATE: April 12, 2006

ANALYST: Brandis Zehr

- I. COMMITTEE: Colorado Republican Federal Campaign Committee
(C00033134)
Mr. Joseph Horatio Chavez, Treasurer
1777 South Harrison Street, Suite 100
Denver, CO 80210
- II. RELEVANT STATUTE: 2 U.S.C. §434(b)(4)(A)
2 U.S.C. §434(b)(4)(F)
2 U.S.C. §434(b)(4)(H)(v)
11 C.F.R. §104.3(b)(1)(i)(A) and (B)
11 C.F.R. §104.3(b)(1)(iv)(A) and (B)
11 C.F.R. §104.3(b)(1)(ix) (A) and (B)
11 C.F.R. §104.17(b)(3)(i)
11 C.F.R. §300.36(b)(2)(iv)

III. BACKGROUND:

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

Colorado Republican Federal Campaign Committee ("the Committee") filed an Amended 2005 August Monthly Report disclosing \$64,705.91 in additional disbursements (Attachment 2).

On August 18, 2005, the Committee filed the 2005 August Monthly Report covering the period of July 1, 2005 to July 31, 2005. This original report disclosed \$0.00 in disbursements on Line 21(a)(i) (Federal Share of Allocable Operating Expenditures), \$0.00 in disbursements on Line 21(a)(ii) (Non-Federal Share of Allocable Operating Expenditures), -\$3,190.27 in disbursements on Line 21(b) (Other Federal Operating Expenditures), \$0.00 in disbursements on Line 28(a) (Refunds of Contributions To Individuals/Persons Other Than Political Committees), \$0.00 in disbursements on Line 29 (Other Disbursements) and -\$625.00 in disbursements on Line 30(b) (Federal Election Activity Paid Entirely With Federal Funds) of the Detailed Summary Page (Image 25970926416).

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On January 13, 2006, Corie Chan, the Committee's consultant, called the Analyst to discuss the Committee's possible referral to ADR. The Analyst advised Ms. Chan that the matter of increased disbursements disclosed on the Committee's Amended 2005 August Monthly Report was referable to the ADR office. Ms. Chan explained that the Committee was experiencing software difficulties and was already working with their software vendor to correct the problem. She added that the Committee had entered all of the transactions into the software; however, this information was not transmitted during the uploading process and consequently did not appear on the report filed. The Analyst stated that the Committee could file a Miscellaneous Electronic Text to clarify this matter and asked Ms. Chan to do so within two weeks (Attachment 3).

On January 24, 2006, the Committee filed an Amended 2005 August Monthly Report, which disclosed \$-551.09 in disbursements on Line 21(a)(i) (Federal Share of Allocable Operating Expenditures), \$-979.72 in disbursements on Line 21(a)(ii) (Non-Federal Share of Allocable Operating Expenditures), \$31,164.52 in disbursements on Line 21(b) (Other Federal Operating Expenses), \$420.00 in disbursements on Line 28(a) (Refunds of Contributions To Individuals/Persons Other Than Political Committees), \$979.71 in disbursements on Line 29 (Other Disbursements) and \$29,857.22 in disbursements on Line 30(b) (Federal Election Activity Paid Entirely With Federal Funds) of the Detailed Summary Page (Image 26970012190). The Committee also attached a memo text to the report which stated, "The large change in disbursements reported was due [sic] to an error in our reporting software that has since been corrected." (Image 26970012223)

On February 9, 2006, the Committee filed an Amended 2005 August Monthly Report covering the period from July 1, 2005 to July 31, 2005. The amended report disclosed no change in the amount of total disbursements made by the Committee (Image 26990304770).

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

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On November 22, 2005, the Committee filed an Amended 2005 August Monthly Report covering the period from July 1, 2005 to July 31, 2005. The Amended report disclosed \$0.00 in disbursements on Line 21(a)(i) (Federal Share of Allocable Operating Expenditures), \$0.00 in disbursements on Line 21(a)(ii) (Non-Federal Share of Allocable Operating Expenditures), \$30,468.32 in disbursements on Line 21(b) (Other Federal Operating Expenditures), \$420.00 in disbursements on Line 28(a) (Refunds of Contributions To Individuals/Persons Other Than Political Committees), \$0.00 in disbursements on Line 29 (Other Disbursements) and \$29,857.22 in disbursements on Line 30(b) (Federal Election Activity Paid Entirely With Federal Funds) of the Detailed Summary Page (Image 25971546966).

On December 9, 2005, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2005 August Monthly Report, received November 22, 2005. Among other discrepancies, the RFAI asked for clarification regarding the \$64,560.91 in additional disbursements on Lines 21(b), 28(a), and 30(b) that were not disclosed on the Committee's original 2005 August Monthly Report (Image 25038932992).

On January 9, 2006, the Committee filed an Amended 2005 August Monthly Report covering the period from July 1, 2005 to July 31, 2005. The Amended report disclosed \$-551.09 in disbursements on Line 21(a)(i) (Federal Share of Allocable Operating Expenditures), \$-979.72 in disbursements on Line 21(a)(ii) (Non-Federal Share of Allocable Operating Expenditures), \$31,374.26 in disbursements on Line 21(b) (Other Federal Operating Expenditures), \$420.00 in disbursements on Line 28(a) (Refunds of Contributions To Individuals/Persons Other Than Political Committees), \$0.00 in disbursements on Line 29 (Other Disbursements) and \$29,857.22 in disbursements on Line 30(b) (Federal Election Activity Paid Entirely With Federal Funds) of the Detailed Summary Page (Image 26990034034). The Committee also attached a memo text to the report which stated, "In regards to the letter stating our amended FEC report disclosed \$64,560.91 in additional disbursements from our original report please note that the original report showed a negative number which was not correct. The negative number plus \$60,745.64 equals the disbursement total on your letter." (Image 26990034065)

On January 12, 2006, the Reports Analysis Division ("RAD") analyst called Corie Chan, the Committee's consultant, to discuss the Committee's possible referral to the Office of Alternative Dispute Resolution; however the Analyst was unable to reach her. Subsequently, the Analyst called and spoke with Mr. Hans Gullickson, the Committee's Executive Director, and advised him that the matter of increased disbursements on the Committee's Amended 2005 August Monthly Report was referable to the Office of Alternative Dispute Resolution. Mr. Gullickson provided the Analyst with the contact information for Corie Chan, and asked that Ms. Chan be contacted regarding the matter. Mr. Gullickson also stated that Ms. Chan would file the appropriate response (Attachment 3).

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