

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF ALTERNATIVE DISPUTE RESOLUTION

DATE: September 28, 2006

ANALYST: Maureen Benitz

- I. COMMITTEE: Institute of Scrap Recycling Industries
Political Action Committee
(C00046086)
Robin Wiener, Treasurer
1325 G Street, NW, Suite 1000
Washington, DC 20005
- II. RELEVANT STATUTE: 2 U.S.C. § 434(b)(2)(A)
11 C.F.R. § 104.3(a)(2)(i)(A) and (B)
- III. BACKGROUND:

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

The Institute of Scrap Recycling Industries Political Action Committee (“the Committee”) filed an Amended 2006 April Monthly Report, on May 5, 2006, which disclosed additional receipts totaling \$56,600.00 (Attachment 2).

On April 18, 2006, the Committee filed its original 2006 April Monthly Report covering the reporting period from March 1, 2006 through March 31, 2006 (Image 26930077680). This report disclosed \$0.00 on Line 11(a)(i) (Itemized Contributions From Individuals/Persons Other Than Political Committees) and \$0.00 on Line 11(a)(ii) (Unitemized Contributions From Individuals/Persons Other Than Political Committees) of the Detailed Summary Page (Image 26930077682).

On May 5, 2006, the Committee filed an Amended 2006 April Monthly Report, which disclosed \$20,850.00 in receipts on Line 11(a)(i) (Itemized Contributions From Individuals/Persons Other Than Political Committees) and \$35,750.00 on Line 11(a)(ii) (Unitemized Contributions From Individuals/Persons Other Than Political Committees) of the Detailed Summary Page (Image 26960087304). This amended report contained a memo text which stated “Amendment shows increase in cash on hand based on receipts originally omitted from the original February filing” (Image 26960087327).

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On May 24, 2006, a Request for Additional Information (RAI) was sent to the Committee referencing the Amended 2006 April Monthly Report, received May 5, 2006. Among other discrepancies, the RAI requested clarification regarding the \$56,600.00 in additional receipts that were not disclosed on the Committee's original 2006 April Monthly Report (Image 26039084914).

On June 8, 2006, Billy Johnson, committee representative, called the Reports Analysis Division (RAD) analyst to discuss the RAI the Committee received referencing its Amended 2006 April Monthly Report. Mr. Johnson stated that the Committee had software difficulties which prevented them from disclosing the receipts correctly on the original report. He highlighted that certain columns of data were missing when the file was imported for the original filing. The Analyst advised him to file a Miscellaneous Electronic Submission (Form 99) to further explain the increase in receipts (Attachment 3).

On June 28, 2006, the RAD analyst called the Committee's Treasurer, Robin Wiener, and left a message with an employee of the Committee stating that the Committee was being referred to the Office of Alternative Dispute Resolution (ADR) for disclosing an increase in receipts on the Committee's Amended 2006 April Monthly Report. Since Ms. Wiener was not available, the Committee employee also forwarded the Analyst to Billy Johnson. The Analyst informed Mr. Johnson that the Committee was being referred to ADR for disclosing additional receipts on its Amended 2006 April Monthly Report. The Analyst asked that the Committee file a Miscellaneous Electronic Submission (Form 99) within one week to clarify the increase in activity (Attachment 3).

On June 28, 2006, the Committee filed a Miscellaneous Electronic Submission (Form 99) which did not contain any text (Image 26950202028).

On July 11, 2006, the RAD analyst left a voicemail for the Committee's Treasurer, Robin Wiener, advising that a blank Miscellaneous Electronic Submission had been filed by the Committee and should be resubmitted. The Analyst also spoke with Billy Johnson and stated that a Miscellaneous Electronic Submission was filed on June 28, 2006 without any text and should be re-filed. Mr. Johnson indicated that when he had filed the Miscellaneous Electronic Submission he could see the text. The Analyst suggested he contact his vendor for further assistance. Mr. Johnson said he would contact the Committee's software vendor and file another Miscellaneous Electronic Submission (Attachment 3).

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

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