



Federal Election Commission
Washington, DC 20463

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MEMORANDUM

May 31, 2007

SENSITIVE

TO: The Commission

THROUGH: Patrina M. Clark *pme*
Staff Director

FROM: Margarita Maisonet *mm*
Chief Compliance Officer

Deborah Ruth Kant *DK*
Director, ADR Office

BY: Lynn M. Fraser *LF*
Assistant Director, ADR Office

SUBJECT: ADR 390 Tennessee Republican Party Federal Election Account, and Ed Roberson, Treasurer, Recommendation to Assign

On May 8, 2007, the ADR Office received RR 07L-14 to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case is appropriate for ADR, and recommend that it be assigned to the ADR Office. The ADR Office Memorandum includes a statement of the issues, a summary and analysis of the case, and a Recommendation. In addition, the Office of General Counsel reviewed the ADR Memorandum, and concurs in the description of the case.

ADR Case: ADR 390

Source No. RR 07L-14

Respondents:
Tennessee Republican Party Federal
Election Account
Ed Roberson, Treasurer

Respondents' Rep.:
Ed Roberson

Complainant: RAD

Committee Name: Tennessee Republican Party
Federal Election Account

Date Referral Filed: 5/4/07

Committee Type: State Party

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Date Forwarded to ADRO: 5/8/07

District #/or State: Tennessee

Election Cycle: 2004

Issues:

- ◆ Reporting disbursements 2 U.S.C. §§ 434(a)(1), 434(b)(4), 11 C.F.R. §§ 104.1, 104.3(b)

Summary and Analysis of Case: Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. RAD referred the Tennessee Republican Party Federal Election Account (“Respondents” or the “Committee”) for failing to file a complete disclosure of financial activity on their 2004 May Monthly Report. Respondents filed their original 2004 May Monthly Report on May 24, 2004. Respondents filed an amended 2004 May Monthly Report on July 20, 2004 that disclosed \$148,074.16 in additional disbursements. Although the Committee filed amended 2004 May Monthly Reports on November 26, 2004, December 31, 2004 and July 8, 2005, these subsequent amendments disclosed no change in the amount of disbursements.

In response to the RFAI sent to the Committee on October 27, 2004, Respondents contend that the disclosure of the additional disbursements related to transfers from the federal account to the non-federal account. Respondents further contend that these transfers were necessary due to the amended 2003 Mid-Year Report and the amended 2003 December Monthly Report for shared federal and non-federal administrative costs, as well as an excessive contribution. While the transfers were made during the 2004 May Monthly reporting period (4/1/04-4/30/04), and entered into the software utilized by the Committee, Respondents assert the transfer code was misinterpreted and not added to the total disbursements for the reporting period. As soon as Respondents found the omissions, the amended 2004 May Monthly Report was filed.

RECOMMENDATION:

1. Assign ADR 390/RR 07L-14 to the ADR Office.

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