

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: May 18, 2007

ANALYST: Corbin Jones

I. COMMITTEE: Growth and Prosperity Political Action
Committee (C00388793)
Joey Dobbs, Treasurer (8/31/06 – Present)
Johanna Reynolds Cole, Treasurer (4/20/05 -
8/30/06)
Barbara W. Bonfiglio, Treasurer (7/24/03-
4/19/05)
1200 Trinity Drive, Suite 300
Alexandria, VA 22314

II. RELEVANT STATUTE: 2 U.S.C. §434(b)(4)(A)
2 U.S.C. §434(b)(4)(H)(i)
11 C.F.R. §104.3(b)(1)(i)(A)
11 C.F.R. §104.3(b)(1)(v)

III. BACKGROUND:

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

The Growth and Prosperity Political Action Committee (“the Committee”) filed an Amended 2006 August Monthly Report to disclose additional disbursements totaling \$65,717.28 and an Amended 2006 October Monthly Report to disclose additional disbursements totaling \$107,905.00 (Attachment 2).

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2006 August Monthly Report

On August 19, 2006, the Committee filed its original 2006 August Monthly Report covering the period of July 1, 2006, through July 31, 2006 (Image 26930345033). This report disclosed \$431.40 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$0.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26930345036).

On October 20, 2006, the Committee filed an Amended 2006 August Monthly Report covering the period of July 1, 2006, through July 31, 2006 (Image 26950645843). This report disclosed \$554.54 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$0.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26950645846).

On October 30, 2006, the Committee filed an Amended 2006 August Monthly Report covering the period of July 1, 2006, through July 31, 2006 (Image 26940569321). This report disclosed \$1,080.08 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$65,500.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26940569324).

On December 8, 2006, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2006 August Monthly Report, received October 30, 2006. Among other matters, the RFAI sought clarification regarding the \$66,148.68 in additional disbursements that were not disclosed on the Committee's original 2006 August Monthly Report (Image 26039301263).

On January 8, 2007, the Committee filed an Amended 2006 August Monthly Report covering the period of July 1, 2006, through July 31, 2006 (Image 27930022557). This report disclosed \$648.68 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$65,500.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 27930022560).

On January 9, 2007 at 15:08, the Committee filed a miscellaneous electronic submission (Form 99) referencing the Amended 2006 August Monthly Report, received October 30, 2006. The Form 99 stated in part, "Regarding the \$66,148.68 in disbursements, the amended report now reflects the appropriate activity." (Image 27930027834)

On January 19, 2007, the Reports Analysis Division ("RAD") analyst called the Committee to discuss the increase in disbursements on the Amended 2006 August Monthly and October Monthly Reports. The RAD analyst left a message with Ms. Jennifer Bogart, a Committee employee, explaining that the issues were referable to the Office of General Counsel (OGC) and asked to speak with the treasurer, Mr. Joey Dobbs (Attachment 3).

On January 25, 2007, the RAD analyst again attempted to reach Mr. Joey Dobbs. The RAD analyst left a voicemail with Ms. Jennifer Bogart stating that the increase in

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disbursements issue was going to be referred to OGC and requested that Mr. Dobbs call back as soon as possible (Attachment 3).

On January 29, 2007, the RAD analyst returned a call to Mr. Eric Brown, Legal Counsel for the Committee. The Analyst explained to Mr. Brown the reason the Committee was being referred to OGC and added that any further explanation the Committee wished to submit would be welcome. Mr. Brown explained that the increase was due to clerical error and that the person at fault had been replaced. He also pointed out that the Committee had voluntarily come forward with the corrections on the report (Attachment 3).

2006 October Monthly Report

On October 20, 2006, the Committee filed its original 2006 October Monthly Report covering the period of September 1, 2006, through September 30, 2006 (Image 26960560889). The report disclosed \$0.00 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$0.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26960560892).

On October 30, 2006, the Committee filed an Amended 2006 October Monthly Report covering the period of September 1, 2006, through September 30, 2006 (Image 26940570261). This report disclosed \$8,443.76 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$89,500.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26940570264).

On December 6, 2006, the Committee filed an Amended 2006 October Monthly Report covering the period of September 1, 2006, through September 30, 2006 (Image 26930598409). This report disclosed \$8,405.00 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$99,500.00 in disbursements on Line 23 (Contributions to Federal Candidates/Committees and Other Political Committees) (Image 26930598412).

On December 8, 2006, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended October Monthly Report, received October 30, 2006. Among other matters, the RFAI sought clarification regarding the \$97,943.76 in additional disbursements that were not disclosed on the Committee's original 2006 October Monthly Report (Image 26039301254).

On January 9, 2007 at 12:46, the Committee filed an Amended 2006 October Monthly Report covering the period of September 1, 2006, through September 30, 2006 (Image 27930025247). This report disclosed no change to the amount of disbursements reported by the Committee (Image 27930025250).

On January 9, 2007 at 15:32, the Committee filed a miscellaneous electronic submission (Form 99) referencing the Amended 2006 October Monthly Report, received

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October 30, 2006, which stated in part, "Regarding the \$97,943.76 in disbursements, the amended report now reflects the appropriate activity" (Image 27940034140).

On January 19, 2007, the Reports Analysis Division ("RAD") analyst called the Committee to discuss the increase in disbursements on the Amended 2006 August Monthly and October Monthly Reports. The RAD analyst left a message with Ms. Jennifer Bogart explaining that the issues were referable to the Office of General Counsel (OGC) and asked to speak with the treasurer, Mr. Joey Dobbs (Attachment 3).

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On March 12, 2007, the Committee filed an Amended 2006 October Monthly Report covering the period of September 1, 2006, through September 30, 2006 (Image 27930238718). This report disclosed no change to the amount of disbursements reported by the Committee (Image 27930238721).

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

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