

REPORTS ANALYSIS REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: September 18, 2007

ANALYST: Ryan J. Lanz

- I. COMMITTEE: Miller Alfano Raspanti PAC
(C00388769)
Gaetan Alfano, Treasurer
1818 Market Street, Ste. 3402
Philadelphia, PA 19103
- II. RELEVANT STATUTE: 2 U.S.C. §434(b)(2)(A)
2 U.S.C. §434(b)(4)(H)(v)
11 C.F.R. §104.3(a)(2)(i)(A)
11 C.F.R. §104.3(b)(1)(ix)(A)
- III. BACKGROUND:

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

Miller Alfano Raspanti PAC ("the Committee") filed an Amended 2005 Mid-Year Report disclosing additional receipts totaling \$55,650.12 and additional disbursements totaling \$58,068.00 (Attachment 2).

On August 1, 2005, the Committee filed the 2005 Mid-Year Report, covering the reporting period of January 1, 2005 through June 30, 2005 (Image 25970869951). This original report disclosed \$0.00 in receipts on Line 11(a)(i) (Itemized Contributions From Individuals/Persons Other Than Political Committees) and \$0.00 in disbursements on Line 29 (Other Disbursements) of the Detailed Summary Page (Images 25970869953-54).

On April 16, 2006, the Committee filed an Amended 2005 Mid-Year Report, covering the reporting period of January 1, 2005 through June 30, 2005 (Image 26930073141). The amended report disclosed \$55,650.12 in receipts on Line 11(a)(i) (Itemized Contributions From Individuals/Persons Other Than

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Political Committees) and \$58,068.00 in disbursements on Line 29 (Other Disbursements) of the Detailed Summary Page (Images 26930073143-44).

On March 2, 2007, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2005 Mid-Year Report, received April 16, 2006. Among other discrepancies, the RFAI sought clarification regarding the \$55,650.12 in additional receipts on Line 11(a)(i) and the \$58,068.00 in additional disbursements on Line 29 that were not disclosed on the Committee's original 2005 Mid-Year Report (Images 27039394867).

On April 3, 2007, the Committee's accounting firm filed a miscellaneous document referencing the RFAI for the Amended 2005 Mid-Year Report, which stated in part, "We are the accounting firm that prepared the FEC filings for Miller Alfano Raspanti PAC. We are in receipt of your notices (copies enclosed) regarding the various filings listed above. At this time, we are currently in the height of our busy season and are requesting an extension of time until April 30, 2006 to look into and make any amendments that need to be made regarding these notices." (Image 27039432167)

On April 12, 2007, the Reports Analysis Division ("RAD") Analyst left a voice-mail message for Catherine Krobath, a representative of the Committee's accounting firm, which stated that the Committee had pending issues on the Amended 2005 Mid-Year Report that could be referred to the Office of General Counsel (OGC) or the Alternative Dispute Resolution Office (ADRO). Furthermore, the Analyst highlighted that an extension of time was not acceptable (Attachment 3).

On April 18, 2007, the RAD analyst left another message for Catherine Krobath, which stated that the Committee needed to respond to issues on the Amended 2005 Mid-Year and Amended 2005 Year End Reports since there were outstanding matters that could be referred to the OGC or ADRO (Attachment 3).

On April 19, 2007 at 10:50 am, the RAD analyst spoke with Regina Browning, who worked for the Committee's Treasurer, Gaetan Alfano. The Analyst explained that there were pending issues on the Committee's Amended 2005 Mid-Year and Amended 2005 Year End Reports that could be referred to OGC or ADRO. The Analyst explained that some of the issues dealt with an increase in activity, while others were about excessive or prohibited receipts/contributions. Furthermore, the Analyst advised Regina Browning that there had also been attempts to contact Catherine Krobath, who worked for the Committee's accounting firm. Ms. Browning stated she would look into the matter (Attachment 3).

On April 19, 2007 at 11:00 am, the RAD analyst also called and left another message for Catherine Krobath. In the message, the Analyst explained the Committee had been informed that some issues had not yet been responded to,

and that this could result in further action being taken by OGC or ADRO. The Analyst further highlighted that an extension of time to respond, as requested in the April 3, 2007, filing would not be granted (Attachment 3).

On April 19, 2007 at 13:50, the RAD Analyst received a call from Dennis Meegan, a representative of Miller Alfano Raspanti. Mr. Meegan explained he had been briefed about the conversation Ms. Browning had with the Analyst earlier in the day. Mr. Meegan went onto explain that Ms. Krobath and Mr. Silver, both of the Committee's accounting firm, were out for the rest of the week. Mr. Meegan stated he would send both of them emails and voice mail messages, and asked if this could be handled next week. The Analyst then stated that next week is late, but if that is the earliest any action could be taken, then the Committee must respond to the issues by Tuesday, April 24, 2007 (Attachment 3).

On April 24, 2007, the RAD Analyst called Catherine Krobath to see if the Committee would be filing a response, as was discussed with Mr. Meegan the previous week. Ms. Krobath stated they would file a response. The Analyst reminded Ms. Krobath that the Committee must file the response electronically and that a miscellaneous electronic submission (Form 99) could be used (Attachment 3).

On April 24, 2007, the Committee filed a miscellaneous electronic submission referencing the RFAI for the Amended 2005 Mid-Year Report, received April 16, 2006, which stated, in part, "...Issue regarding amended amounts on the amended return. The reason for the increase in these amounts is that the originally filed return was filed with no amounts in order to satisfy the deadline." (Image 27930676250)

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

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HILLER ALFANO RASPANTI PAC
 Alfano, Gaetan
 FILING FREQUENCY: QUARTERLY

1818 MARKET STREET STE 3402

PHILADELPHIA

NON-PARTY NON-QUALIFIED ID #C00388769
 PA 19103

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
RQ	MY	2		3/02/2007	6	27039394867	1/01/2005 6/30/2005					
RQ	YE	2		3/17/2006	3	26039014181	7/01/2005 12/31/2005					
RQ	YE	2		3/02/2007	5	27039394873	7/01/2005 12/31/2005					
RQ	Q1	2		3/09/2007	3	27039401722	1/01/2006 3/31/2006					
RQ	Q2	2		3/09/2007	4	27039401718	4/01/2006 6/30/2006					
3	MY	N	P	8/01/2005	5	25970869951	1/01/2005 6/30/2005	5693	0	0	5693	0
3	MY	A	P	4/16/2006	17	26930073141	1/01/2005 6/30/2005	5693	55650	58068	3275	0
3	MY	A	P	6/05/2007	3	27039451061	1/01/2005 6/30/2005	-	-	-	-	-
3	YE	N	P	1/23/2006	23	26990096721	7/01/2005 12/31/2005	3275	15690	16827	2138	0
3	YE	A	P	4/16/2006	24	26950054678	7/01/2005 12/31/2005	3275	15690	16827	2138	0
3	Q1	N	P	4/14/2006	10	26950047156	1/01/2006 3/31/2006	2138	5768	4523	3383	0
3	Q2	N	P	7/11/2006	12	26940225640	4/01/2006 6/30/2006	3383	6562	3756	6190	0
3	Q3	N	P	10/09/2006	13	26950532348	7/01/2006 9/30/2006	6190	9843	9013	7021	0
3	12G	N	P	10/24/2006	12	26960582825	10/01/2006 10/18/2006	7021	1640	705	7956	0
3	30G	N	P	11/30/2006	12	26950775696	10/24/2006 11/27/2006	7956	3281	8205	3033	0
3	YE	N	P	1/16/2007	11	27930044032	11/28/2006 12/31/2006	3033	4921	2510	5445	0
TOTAL									103355	103607		

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MS			T	4/03/2007	16	27039432167						
MS			T	4/24/2007	1	27930676250						
MS			T	4/24/2007	1	27990028790						
MS			T	4/26/2007	1	27930685459						
MS			T	5/29/2007	1	27990118141						
MS			T	7/10/2007	1	27990195256						
3	MY	N	P	7/24/2007	20	27990349837	1/01/2007 6/30/2007	5445	15784	16330	4899	0
							TOTAL		15784	16330		

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Miller Alfano Raspanti PAC (C00388769)
2005 Mid-Year Report/Amended 2005 Mid-Year Report
Overview of Additional Receipts and Disbursements

Report Line	2005 Mid-Year Report (Images 25970869953-54)	Amended 2005 Mid-Year Report, received 4/16/06 (Images 26930073143-44)	Variance Amount
Receipts			
11(a)(i)	\$0.00	\$55,650.12	\$55,650.12
Disbursements			
29	\$0.00	\$58,068.00	\$58,068.00

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