

REPORTS ANALYSIS REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: July 25, 2008

ANALYST: Marlene R. Daughtrey

- I. COMMITTEE: Massachusetts Democratic State
Committee – Fed Fund
C00089243
Eric Turner, Treasurer (1/20/08 – present)
Mary Jane Powell, Treasurer (10/4/99 -
1/19/08)
56 Roland Street, North Lobby #203
Boston, MA 02129
- II. RELEVANT STATUTE: 11 C.F.R. §104.17(b)(2)

III. BACKGROUND:

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

The Massachusetts Democratic State Committee – Fed Fund (“the Committee”) amended its 2006 June Monthly Report to disclose additional receipts totaling \$60,000.00 (Attachment 2).

On June 20, 2006, the Committee filed its original 2006 June Monthly Report covering the period of May 1 through May 31, 2006. The original report disclosed \$0.00 in receipts on Line 18(a) (Transfers from Non-Federal Account for Allocated Activity) of the Detailed Summary Page (Image 26930182800).

On February 1, 2008, the Committee filed an Amended 2006 June Monthly Report, which disclosed \$60,000.00 in receipts on Line 18(a) (Transfers from Non-Federal Account for Allocated Activity) of the Detailed Summary Page (Image 28990414722).

On April 9, 2008, a Request for Additional Information (“RFAI”) was sent to the Committee referencing the Amended 2006 June Monthly Report, received February 1, 2008. The RFAI asked for clarification regarding the \$60,000.00 in additional receipts

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on Line 18(a) that were not disclosed on the Committee's original 2006 June Monthly Report (Image 28039673265).

On May 9, 2008, the Committee filed an Amended 2006 June Monthly Report. This report disclosed no change in the amount of receipts received by the Committee. However, the report included memo text which stated:

“This is in response to your letter of April 9, 2008 requesting clarifying information as to why additional receipts totaling \$60,000.00 and disclosed on the amendment received February 1, 2008, were not disclosed on the original report. When the committee filed the original report, only receipts processed through our contributor database were reported. Unfortunately, this did not include a single non-federal transfer in the amount of \$60,000. In June of 2007, committee staff discovered a discrepancy between reported and actual cash on hand. We undertook an exhaustive search of committee books and records dating back to 2004 and amended 38 reports dating back to the 2004 February Monthly report (1/1/04-1/31/2004) to correct this discrepancy. As a result of this discovery, the committee has modified its policies and procedures to ensure that this situation does not occur again. All receipts are entered into the committee's contributor database. Each FEC report is carefully reconciled with committee bank records and the committee's database of contributions to ensure that receipts, disbursements and ending cash agree. If you have any further questions, please feel free to contact me.” (Image 28931513493).

On June 2, 2008, the Reports Analysis Division (RAD) Analyst left a voicemail message for David Martin, an employee of the Committee, regarding, among other issues, the RFAI sent referencing the Amended 2006 June Monthly Report. The RAD Analyst stated that the Committee's increase in receipts may be referred for legal action by the Commission, and requested a return phone call as soon as possible (Attachment 3).

On June 3, 2008 the RAD Analyst received a voicemail message from Mr. Martin stating that the Committee filed an Amended 2006 June Monthly Report on May 9, 2008 which included a memo text related to the increase in receipts. On the same day, the RAD Analyst returned Mr. Martin's phone call and left a voicemail message stating that the Commission had received the Amended 2006 June Monthly Report and related memo text filed on May 9, 2008, and that any additional information the Committee wished to provide should be submitted as quickly as possible using a Miscellaneous Electronic Submission (FEC FORM 99). Later that day, Mr. Martin called back to say that the Committee had provided the Commission with all necessary information regarding the increase in receipts disclosed on the Amended 2006 June Monthly Report. The RAD Analyst explained that the increase in nonfederal transfers disclosed on the Amended 2006 June Monthly Report would be referred for enforcement action (Attachment 3).

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

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Powell, Mary Jane
FILING FREQUENCY: MONTHLY

56 ROLAND ST

BOSTON

PARTY QUALIFIED
MA 02129

ID #C00089243

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1			A	2/17/2006	4	26980116660						
1			A	3/02/2006	4	26970081387						
MS			H	2/08/2005	1	25970184185						
MS			O	2/23/2005	2	25038741784						
MS			O	4/07/2006	2	26039024674						
MS			T	4/28/2006	1	26930122258						
RQ	MY	2		1/04/2006	6	26038941953	1/01/2005 6/30/2005					
RQ	MY	2		3/17/2006	3	26039014054	1/01/2005 6/30/2005					
RQ	YE	2		3/29/2006	7	26039022285	7/01/2005 12/31/2005					
RQ	YE	2		5/17/2006	3	26039081961	7/01/2005 12/31/2005					
RQ	M2	2		8/23/2006	3	26039172276	1/01/2006 1/31/2006					
RQ	M4	2		9/01/2006	4	26039174969	3/01/2006 3/31/2006					
RQ	M5	2		8/25/2006	3	26039172911	4/01/2006 4/30/2006					
RQ	M6	2		9/29/2006	3	26039192424	5/01/2006 5/31/2006					
RQ	M6	2		4/09/2008	3	28039673265	5/01/2006 5/31/2006					
RQ	M7	2		9/29/2006	7	26039192417	6/01/2006 6/30/2006					
RQ	M8	2		12/08/2006	3	26039301056	7/01/2006 7/31/2006					
RQ	M9	2		12/08/2006	3	26039301059	8/01/2006 8/31/2006					
RQ	M10	2		12/06/2006	3	26039284647	9/01/2006 9/30/2006					
RQ	M10	2		2/09/2007	3	27039384161	9/01/2006 9/30/2006					
RQ	12G	2		12/06/2006	4	26039284643	10/01/2006 10/18/2006					
RQ	12G	2		4/04/2007	4	27039413258	10/01/2006 10/18/2006					
RQ	30G	2		1/31/2007	8	27039371920	10/19/2006 11/27/2006					
RQ	30G	2		4/09/2008	3	28039673268	10/19/2006 11/27/2006					
RQ	YE	2		4/04/2007	3	27039413255	11/28/2006 12/31/2006					

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3	MY	N	P	7/28/2005	143	25970816648	1/01/2005 6/30/2005	81432	245354	269002	57784	1662
3	MY	A	P	2/06/2006	156	26990293352	1/01/2005 6/30/2005	81432	243628	267276	57784	1662
3	MY	A	P	5/04/2006	159	26940127578	1/01/2005 6/30/2005	81432	243628	267276	57784	1662
3	MY	A	P	5/05/2006	156	26930127444	1/01/2005 6/30/2005	81432	243628	267276	57784	1662
3	MY	A	P	2/01/2008	159	28930567394	1/01/2005 6/30/2005	48508	255538	271355	32691	1662
3	YE	N	P	1/31/2006	110	26980087361	7/01/2005 12/31/2005	57784	213940	220501	51222	1662
3	YE	A	P	4/28/2006	141	26940104252	7/01/2005 12/31/2005	57784	213940	220501	51222	1662
3	YE	A	P	5/04/2006	142	26930126658	7/01/2005 12/31/2005	57784	213940	220501	51222	1662
3	YE	A	P	5/05/2006	139	26950102476	7/01/2005 12/31/2005	57784	213940	220501	51222	1662
3	YE	A	P	6/19/2006	141	26950169476	7/01/2005 12/31/2005	57784	213940	220501	51222	6596
3	YE	A	P	2/01/2008	149	28990415120	7/01/2005 12/31/2005	32691	238671	239944	31419	6596
3	M2	N	P	2/20/2006	21	26980138311	1/01/2006 1/31/2006	51222	14202	33797	31627	1662
3	M2	A	P	5/05/2006	24	26960087384	1/01/2006 1/31/2006	51222	14202	33797	31627	1662
3	M2	A	P	7/20/2006	25	26950313938	1/01/2006 1/31/2006	51222	14202	33797	31627	4319
3	M2	A	P	9/15/2006	25	26940325769	1/01/2006 1/31/2006	51222	14202	33797	31627	4319
3	M2	A	P	2/01/2008	30	28990415090	1/01/2006 1/31/2006	31419	14677	34068	12027	4319
3	M3	N	P	3/20/2006	22	26920037498	2/01/2006 2/28/2006	31627	83705	31928	83404	1662
3	M3	A	P	5/05/2006	22	26930127600	2/01/2006 2/28/2006	31627	83705	31928	83404	1662
3	M3	A	P	7/20/2006	22	26960243312	2/01/2006 2/28/2006	31627	83705	31928	83404	3962
3	M3	A	P	2/01/2008	25	28990414990	2/01/2006 2/28/2006	12027	88705	31989	68743	3962
3	M4	N	P	4/21/2006	38	26950087484	3/01/2006 3/31/2006	83404	73574	75827	81151	1662
3	M4	A	P	5/05/2006	38	26950102616	3/01/2006 3/31/2006	83404	73574	75827	81151	1662
3	M4	A	P	7/20/2006	38	26940267352	3/01/2006 3/31/2006	83404	73574	75827	81151	1662
3	M4	A	P	9/29/2006	38	26940367612	3/01/2006 3/31/2006	83404	73574	75827	81151	1662
3	M4	A	P	2/01/2008	41	28930567252	3/01/2006 3/31/2006	68743	80824	84913	64654	1662
3	M5	N	P	5/20/2006	27	26950128701	4/01/2006 4/30/2006	81151	58724	39103	100773	1662
3	M5	A	P	9/15/2006	28	26930373511	4/01/2006 4/30/2006	81151	58724	39103	100773	1662
3	M5	A	P	2/01/2008	30	28930567222	4/01/2006 4/30/2006	64654	58724	39153	84224	1662
3	M6	N	P	6/20/2006	47	26930182798	5/01/2006 5/31/2006	100773	181025	129412	152385	6596
3	M6	A	P	10/30/2006	48	26950731993	5/01/2006 5/31/2006	100773	181025	129412	152385	1662
3	M6	A	P	2/01/2008	51	28990414720	5/01/2006 5/31/2006	84224	241025	129458	195791	1662
3	M6	A	P	5/09/2008	52	28931513444	5/01/2006 5/31/2006	84224	241025	129458	195791	1662
3	M7	N	P	7/20/2006	59	26930275707	6/01/2006 6/30/2006	152385	115972	198054	70303	1662

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3	M7	A	P	10/30/2006	63	26950732614	6/01/2006 6/30/2006	152385	115972	198054	70303	1662
3	M7	A	P	1/31/2007	58	27940114187	6/01/2006 6/30/2006	152385	115972	198054	70303	1662
3	M7	A	P	2/01/2008	60	28930567091	6/01/2006 6/30/2006	195791	115972	202492	109271	1662
3	M8	N	P	8/20/2006	27	26950433131	7/01/2006 7/31/2006	70303	68620	59126	79796	1662
3	M8	A	P	1/05/2007	28	27930018939	7/01/2006 7/31/2006	70303	68620	59126	79796	1662
3	M8	A	P	2/01/2008	32	28990414688	7/01/2006 7/31/2006	109271	98620	60367	147523	1662
3	M9	N	P	9/20/2006	40	26940334004	8/01/2006 8/31/2006	79796	80769	102588	57977	1662
3	M9	A	P	1/05/2007	40	27940020535	8/01/2006 8/31/2006	79796	80769	102588	57977	1662
3	M9	A	P	2/01/2008	42	28930567049	8/01/2006 8/31/2006	147523	80769	102656	125636	1662
3	M10	N	P	10/20/2006	105	26940501018	9/01/2006 9/30/2006	57977	415020	131614	341382	1662
3	M10	A	P	1/05/2007	106	27930018967	9/01/2006 9/30/2006	57977	415020	131614	341382	1662
3	M10	A	P	2/18/2007	107	27950070259	9/01/2006 9/30/2006	57977	415020	131614	341382	1662
3	M10	A	P	2/20/2007	107	27930155591	9/01/2006 9/30/2006	57977	415020	131614	341382	1662
3	M10	A	P	2/01/2008	109	28990413744	9/01/2006 9/30/2006	125636	415020	133267	407389	1662
3	12G	N	P	10/26/2006	102	26960640632	10/01/2006 10/18/2006	341382	326466	447391	220456	1662
3	12G	A	P	1/08/2007	102	27930022788	10/01/2006 10/18/2006	341382	326466	446391	221456	1662
3	12G	A	P	5/03/2007	104	27990037468	10/01/2006 10/18/2006	341382	326466	446391	221456	1662
3	12G	A	P	2/01/2008	106	28930533739	10/01/2006 10/18/2006	407389	349932	451852	305469	1662
3	30G	N	P	12/07/2006	144	26930699638	10/19/2006 11/27/2006	220456	417220	521603	116073	1662
3	30G	A	P	1/31/2007	144	27950037390	10/19/2006 11/27/2006	221456	417220	521603	117073	1662
3	30G	A	P	2/20/2007	162	27930155826	10/19/2006 11/27/2006	221456	417220	521603	117073	1662
3	30G	A	P	3/14/2007	166	27930265196	10/19/2006 11/27/2006	221456	417220	521603	117073	1662
3	30G	A	P	5/03/2007	166	27930691606	10/19/2006 11/27/2006	221456	417220	521603	117073	1662
3	30G	A	P	2/01/2008	198	28930533541	10/19/2006 11/27/2006	305469	477318	615148	167640	1662
3	YE	N	P	1/31/2007	54	27950037733	11/28/2006 12/31/2006	117073	38669	108139	47603	1662
3	YE	A	P	5/03/2007	54	27990037572	11/28/2006 12/31/2006	117073	38669	108139	47603	1662
3	YE	A	P	2/01/2008	56	28990413687	11/28/2006 12/31/2006	167640	39060	102061	104639	1662
TOTAL									2554855	2498723		

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Massachusetts Democratic State Committee – Fed Fund (C00089243)
2006 June Monthly Report/Amended 2006 June Monthly Report

Overview of Additional Receipts

Report Line	Original 2006 June Monthly Report (Image 26930182800)	Amended 2006 June Monthly Report, received 5 09 08 (Image 28931513446)	Receipt Variance Amount
18(a): Transfers from Non-Federal Account	\$0.00	\$60,000.00	\$60,000.00

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