

REPORTS ANALYSIS REFERRAL

TO

ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: December 4, 2009

ANALYST: Allen Norfleet

I. COMMITTEE: New Hampshire Democratic Party
C00178038
David Pierce, Treasurer (3/19/09 - Present)
Ricky A. Trombly, Treasurer (3/27/07 - 3/18/09)
Martha Fuller Clark, Treasurer (3/29/05 - 3/26/07)
105 North State Street
Concord, NH 03301

TYPE OF COMMITTEE: Party

II. REGISTRATION: February 28, 1984

III. BACKGROUND:

The Committee was sent twenty-one (21) Requests for Additional Information (RFAIs) which included reporting errors involving mathematical discrepancies, failure to provide supporting schedules, failure to properly itemize disbursements, and Federal Election Activity/Levin funds.

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VIOLATION DESCRIPTION	REPORT(S)	DETAILS OF VIOLATION
Mathematical Discrepancies	2008 12G	The Committee's report contained mathematical discrepancies totaling \$350,211.26.
Failure to Provide Supporting Schedules	2008 30G	Schedule A of the Committee's report disclosed memo entries totaling \$2,079.94 that did not identify which joint fundraiser the memo entries could be attributed to.
Failure to Provide Supporting Schedules	2008 YE	<p>Schedule A supporting Line 12 of the Committee's report(s) disclosed \$262,589.27 in transfers received from a joint fundraiser. However, the supporting itemized memo entries provided on Schedule A totaled \$33,330.16, creating a discrepancy of \$229,259.11.</p> <p>Schedule A supporting Line 12 of the Committee's report(s) disclosed \$3,598.05 in transfers received from a joint fundraiser. However, there were no supporting itemized memo entries provided on Schedule A.</p> <p>Schedule A supporting Line 12 of the Committee's report(s) disclosed no transfers received from a joint fundraiser. However, the supporting itemized memo entries provided on Schedule A totaled \$315,556.37.</p>
Failure to Properly Itemize Disbursements	Amended 2008 M8, received 9/22/08	The Committee disclosed transfers from a national party committee on Schedule A supporting Line 12 of the Detailed Summary Page. The Committee also disclosed payments for exempt activities on Schedule B supporting Line 30(b) totaling \$11,008.05. The transferred funds may or may not have been for the payment of exempt activities.
Failure to Properly Itemize Disbursements	2008 M10	The Committee disclosed transfers from a national party committee on Schedule A supporting Line 12 of the Detailed Summary Page. The Committee also disclosed payments for exempt activities on Schedule B supporting Line 30(b) totaling \$317,888.33. The transferred funds may or may not have been for the payment of exempt activities.
Failure to Properly Itemize Disbursements	2008 30G	<p>The Committee disclosed transfers from a national party committee on Schedule A supporting Line 12 of the Detailed Summary Page. The Committee also disclosed payments for exempt activities on Schedule B supporting Line 30(b) totaling \$29,072.00. The transferred funds may or may not have been for the payment of exempt activities.</p> <p>On Schedule B, the Committee disclosed \$612,588.28 in disbursements paid to a direct mail firm for "Volunteer exempt mail," "Volunteer Exempt Mail," "Volunteer Exempt Literature," and "Volunteer Exempt Mailing Expenses," but failed to clarify if the activity met the conditions of exempt activity.</p> <p>The Committee disclosed \$27,479.04 in disbursements made for "Event food," "Event Food," "Reimbursement: Sound for Event," "Food," and "Food Cards" on Schedule H4, but failed</p>

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		to clarify whether these disbursements were made on behalf of specifically identified federal candidates.
Federal Election Activity/Levin funds	Amended 2007 M10, received 11/15/07	On Schedule B, the Committee disclosed \$9,550.00 in disbursements made for "Photography" and "Printing: Brochure," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates.
Federal Election Activity/Levin funds	Amended 2008 M9, received 9/22/08	On Schedule B, the Committee disclosed \$5,000.00 in disbursements made for "Consulting: Communications," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates. The Committee disclosed \$225.00 in disbursements made for "Equipment Rental" and "event table" on Schedule B, but failed to clarify whether these disbursements were made on behalf of specifically identified Federal candidates.
Federal Election Activity/Levin funds	2008 M10	On Schedule B, the Committee disclosed \$5,000.00 in disbursements made for "Consulting: Communications," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates. On Schedule H4, the Committee disclosed \$3,599.89 in disbursements made for "Mailing Expenses," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates.
Federal Election Activity/Levin funds	2008 30G	The Committee disclosed \$8,075.00 in disbursements made for "Catering" on Schedule B, but failed to clarify whether these disbursements were made on behalf of specifically identified federal candidates. On Schedule B, the Committee disclosed \$5,659.00 in disbursements made for "slate card signs" and "Printing: GOVT Flyer," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates. On Schedule H4, the Committee disclosed \$3,679.97 in disbursements made for "sound equipment rental," "Audio Equipment Rental," and "Mailing Expenses," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed

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		<p>Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates.</p> <p>The Committee failed to provide an adequate purpose for disbursements to two (2) vendors totaling \$6,500.00.</p>
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