

REPORTS ANALYSIS REFERRAL  
TO  
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: December 7, 2009

ANALYST: Robin Kelly

10190290799

- I. COMMITTEE: William Russell for Congress 2008  
C00440974  
Scott Mackenzie, Treasurer  
1155 15<sup>th</sup> Street, NW, Suite 410  
Washington, DC 20005
- II. RELEVANT STATUTE: 2 U.S.C. § 434(b)(2) and (4)  
11 CFR § 104.3(a) and (b)
- III. BACKGROUND:

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

William Russell for Congress 2008 (“the Committee”) amended its 2008 12 Day Pre-General Report to disclose additional receipts totaling \$99,580.81 and additional disbursements totaling \$103,767.65 which were not reported on the original 2008 12 Day Pre-General Report (Attachment 2).

On October 25, 2008, the Committee filed its original 2008 12 Day Pre-General Report covering the period of October 1, 2008 through October 15, 2008, disclosing receipts totaling \$90,261.96 on Line 11(a)(i) (Itemized Contributions from Individuals), and receipts totaling \$212,676.44 on Line 11(a)(ii) (Unitemized Contributions from Individuals) (Image 28993071087). The report also disclosed disbursements totaling \$442,778.82 on Line 17 (Operating Expenditures) (Image 28993071088).

On July 15, 2009, the Committee filed an amended 2008 12 Day Pre-General Report, covering the period of October 1, 2008 through October 15, 2008, disclosing receipts totaling \$112,566.42 on Line 11(a)(i), and receipts totaling \$289,952.79 on Line 11(a)(ii) (Image 29992454213). The report also disclosed disbursements totaling \$546,546.47 on Line 17 (Image 29992454214).

On August 4, 2009, the Committee filed another Amended 12 Day Pre-General Report covering the period of October 1, 2008 through October 15, 2008, disclosing receipts totaling \$112,566.42 on Line 11(a)(i) (Itemized Contributions from Individuals), and receipts totaling \$289,952.79 on Line 11(a)(ii) (Unitemized Contributions from Individuals) (Image 29992568810). The report also disclosed disbursements totaling \$546,546.47 on Line 17 (Operating Expenditures) (Image 29992568811).

On September 22, 2009, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2008 12 Day Pre-General Report, received August 4, 2009. The RFAI requested clarification regarding the substantial increase in receipts and disbursements that were not disclosed in the original filing of October 25, 2008 (Image 29030161810).

On November 17, 2009, the Reports Analysis Division ("RAD") Analyst left a message for Scott Mackenzie, the Committee Treasurer, asking him to call in regard to the increase in activity on the Amended 12 Day Pre-General Report, received on August 4, 2009, which warranted further action by the Commission (Attachment 3).

On November 20, 2009, the RAD Analyst left another message for Mr. Mackenzie (Attachment 3).

On November 24, 2009, Mr. Mackenzie met with the RAD Analyst at the Federal Election Commission. The RAD Analyst informed Mr. Mackenzie that matter of the increased activity on the Committee's Amended 12 Day Pre-General Report, received August 4, 2009, would be referred for further Commission action. Mr. Mackenzie stated that he did not have all the information available at the time of the filing and he had nothing further to add (Attachment 3).

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

10190290800