



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

MEMORANDUM

December 30, 2009

TO: The Commission
THROUGH: Alec Palmer *[Signature]*
Acting Staff Director
FROM: John D. Gibson *[Signature]*
Chief Compliance Officer
Lynn M. Fraser *[Signature]*
Director, ADR Office

SUBJECT: ADR 532 Americans for Democratic Action, Inc. and Valerie Dulk
Jacobs, Treasurer, Informational Memo on Assignment

The Office of General Counsel referred RR 09L-50 for processing on December 22, 2009, and the ADR Office designated the matter as ADR 532. We include a summary and discussion of the referral for your information. We anticipate initiating communication with Respondents in ADR 532 on January 4, 2010. Please contact Lynn Fraser if you have any questions or concerns before then.

Summary of Case: The Reports Analysis Division referred the Americans for Democratic Action, Inc. and Valerie Dulk Jacobs, Treasurer (Respondents or the Committee) for activities which appeared to be for circumvention of the Administrative Fines Program during the 2007-2008 election cycle. The Committee disclosed no financial activity during the period July 1, 2008 through December 31, 2008. On November 16, 2009, Respondents filed amended reports for 2008 August Monthly through 2008 Year-End that disclosed total receipts of \$36,490.19 and total disbursements of \$38,641.73. The amended reports showed activity that would have resulted in the Committee's inclusion in the Administrative Fines Program. By failing to disclose all financial activity within a timeframe that would have allowed the Commission to include the Committee in the Administrative Fine process, the Committee circumvented Administrative Fines Program penalties estimated at \$3,350.

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