



FEDERAL ELECTION COMMISSION
Washington, DC 20463

January 27, 2010

Randall Pullen, Treasurer
Republican National Committee
310 First Street SE
Washington, DC 20003

Re: ADR 535 (RAD 10L-02)
Republican National Committee and Randall Pullen, Treasurer

Dear Mr. Pullen:

The Reports Analysis Division (RAD) of the Federal Election Commission (FEC or Commission) determined that matters arising from its recent review of reports filed by the Republican National Committee warranted further examination for possible violation of the Federal Election Campaign Act of 1971, as amended. The Commission, thereafter, reviewed the file and assigned this matter to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with the Republican National Committee and Randall Pullen, Treasurer (Respondents or the Committee). The ADR Program provides Respondents with an opportunity to negotiate, and if necessary, mediate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations and/or mediation are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR Office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the Program, i.e., negotiation and/or mediation, you must: 1) indicate in writing a willingness to have your case submitted to the ADR process; 2) agree to participate in the bilateral negotiations and if necessary, mediation; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations, are summarized as follows:

Treasurers of political committees are required to report all financial activity. RAD referred Respondents, in the first part of this referral, for a series of reporting errors and

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other FECA violations during the 2008 election cycle. A political committee may be referred if, after an internal review of reports filed by the committee, the Commission determines the reports do not meet the threshold requirements for substantial compliance with the FECA. The Committee's errors included, among other things: prohibited or otherwise impermissible contributions; math discrepancies; failing to provide supporting schedules; independent expenditure issues; and coordinated expenditure issues.

RAD also referred the Committee for receiving excessive contributions from thirty-four (34) individuals and three (3) multicandidate political committees that were not refunded, reattributed or transferred out within sixty (60) days of the date of receipt. Further, the Committee received prohibited receipts from twelve (12) corporations which were not refunded or transferred out within thirty (30) days of the date of receipt. The excessive and prohibited contributions not refunded, reattributed or transferred to a non-federal account within the applicable timeframes total \$309,540.00 as disclosed on the 2008 June Monthly, October Monthly, 12 Day Pre-General and 30 Day Post-General Reports.

We have attached a list of the relevant errors in each report, referenced in Part 1 of the referral, for your convenience.

If after reviewing this letter and the enclosed brochure, which describes the ADR program, Respondents would like this case selected for ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC's Office of General Counsel for further processing, and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as **ADR 535**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,

Lynn Fraser, Director
Alternative Dispute Resolution Office
202-694-1665

Enclosures:

Brochure

Commitment to Submit Matter to ADR and Designation of Representative/Counsel

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