



Federal Election Commission
Washington, DC 20463

MEMORANDUM

June 9, 2010

TO: The Commission

THROUGH: Alec Palmer
Acting Staff Director

FROM: Patricia Carmona
Chief Compliance Officer

Lynn M. Fraser
Director, ADR Office

SUBJECT: ADR 535 Republican National Committee and Randall Pullen, Treasurer,
Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Develop and implement protocols for vendors to identify duplicate contributions and accurately track YTD totals; develop and implement protocols for all vendors retained by joint fundraising operations involving Respondents to identify duplicate as well as impermissible contributions and to accurately track YTD totals for all contributions with respect to each of the JFC participants as a condition of Respondents' participation in the JFC; develop a written joint fundraising operation compliance manual for staff and vendor; develop and maintain an internal reporting and control system to track Commission communications and prepare appropriate responses; and pay a civil penalty of \$20,000.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 535 (RAD 10L-02). The ADR Office received this referral on January 15, 2010.

SUMMARY: The Reports Analysis Division (RAD) referred the Republican National Committee and Randall Pullen, Treasurer (Respondents or the Committee) for cumulative errors during the 2008 election cycle which disclosed the Committee was not in substantial

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compliance with the FECA. 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. 2 U.S.C. § 437(g).

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 by the joint fundraising committee ("JFCs"), of which Respondents were a participant. Further, RAD referred the Committee for receiving prohibited receipts from twelve (12) corporations which were not refunded or transferred out within thirty (30) days of the date of receipt by the JFC, in which the Committee was a participant. The aforementioned contributions total \$309,540 as disclosed on the 2008 June Monthly, October Monthly, 12 Day Pre-General and 30 Day Post-General Reports.

Respondents contend the issues arose in the context of the several JFCs in which Respondents participated in 2008, particularly the delay between the date a contribution was made to a particular JFC and the date proceeds were distributed to the participating committees by the JFC, as well as the failure of the JFC to adequately identify duplicate contributions and track year-to-date ("YTD") totals for contributors. The Committee made every attempt to comply with the FECA as to the timely refunds, reattribution, or transfers, and also took action on all other issues raised in communications from RAD, which included filing amended reports to correct the record.

RECOMMENDATIONS:

1. Approve the attached settlement agreement of the Republican National Committee and Randall Pullen, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.

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