



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 6, 2011

Dale Stuart  
213 W. Monroe Ave, Ste. D  
Lowell, AR 72745-9451

Re: ADR 553 (RAD 10L-13)  
Republican Party of Arkansas and Larry W. Walther, Treasurer ("Respondents")

Dear Mr. Stuart:

Enclosed is the signed copy of the Negotiated Settlement resolving the referral initiated on November 23, 2010, by the Federal Election Commission ("FEC/Commission") involving the above-shown Respondents. The Negotiated Settlement was approved by the Commission on April 1, 2011 – the effective date of the agreement.

Please forward to this office, a statement confirming Respondent's compliance with the terms listed in Paragraph 6 of the Negotiated Settlement as each becomes due. The letter should note the dates on which Respondents satisfied each of the terms listed and contain the ADR caption and case number.

The civil penalty payment should be sent to the attention of the Accounting/Finance Office of the FEC at the address listed below on or before May 1, 2011. Please indicate the ADR case number on the check to ensure crediting to the correct case.

The Commission is obliged by federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office. The enclosed Negotiated Settlement will be made part of the public record along with the complaint or internal referral, correspondence exchanged prior to negotiations, and reports prepared for the Commission.

This executed Negotiated Settlement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities regarding violations of federal election campaign laws. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

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Sincerely,



Krista J. Roche  
Assistant Director  
Alternative Dispute Resolution Office

Enc: Negotiated Settlement

cc: Gwendolyn Holmes, Finance and Accounting Office

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Federal Election Commission  
Washington, DC 20463

Case Number: ADR 553

Source: RAD 10L-13

Case Name: Republican Party of Arkansas

### NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Commission entered into negotiations with Dale Stuart representing the Republican Party of Arkansas and Larry W. Walther, in his official capacity as Treasurer (the Committee or Respondents). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 2 U.S.C. § 437g.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division referred Respondents for amending their 2010 April Monthly Report on July 28, 2010, to disclose additional receipts totaling \$160,214.41, a 59.8% increase over the financial activity disclosed in the original 2010 April Monthly Report.
4. Treasurers of political committees are required to report all financial activity, including all receipts, pursuant to the FECA. 2 U.S.C. §§ 434(a)(1), 434(b)(2), 11 C.F.R. §§ 104.1, 104.3(a).
5. Respondents contend that the omission of the additional receipts resulted from the unavailability of accounting staff, specifically Dale Stuart, due to the severe illness of a family member. Respondents state that Joseph Wood was treasurer of record at the time the omission occurred. Respondents contend they have retained a new accounting firm responsible for the filing of reports and have agreed to remedial measures below designed to ensure the new firm will be sufficiently trained to report

ADR 553 (RAD 10L-13)

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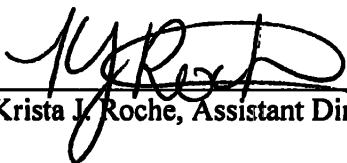
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all financial activity. Additionally, Respondents sent four representatives to a FEC conference.

6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) develop and implement a compliance manual within sixty (60) days of the effective date of this agreement; (b) conduct an internal education program for the newly-hired accounting firm within thirty (30) days of the effective date of this agreement; (c) retain a consultant familiar with FEC reporting procedures for a period of one year from the effective date of this agreement; and (d) pay a civil penalty of \$2,500 within thirty (30) days of the effective date of this agreement.
7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms of this agreement as set out in paragraph 6 above.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 553 (RAD 10L-13), and resolves those issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

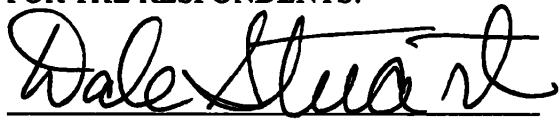
FOR THE COMMISSION:

Lynn M. Fraser, Director  
Alternative Dispute Resolution Office

  
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Krista J. Roche, Assistant Director

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Date Signed

FOR THE RESPONDENTS:

  
\_\_\_\_\_  
Dale Stuart  
Representing the Republican Party of Arkansas  
and Larry W. Walther, Treasurer

March 15, 2011  
\_\_\_\_\_  
Date Signed

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