



FEDERAL ELECTION COMMISSION
Washington, DC 20463

July 2, 2013

Michael D. Edmonds, Treasurer
Freedom and Liberty PAC
329 Pierpont Avenue
Salt Lake City, UT 84101

Re: ADR 644 (RR 13L-07)
Freedom and Liberty Pac and Michael D. Edmonds, Treasurer

Dear Mr. Edmonds:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Reports Analysis Division (RAD) was based on a review of reports filed by the Freedom and Liberty PAC which reflect a possible failure to comply with the Federal Election Campaign Act of 1971, as amended

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 Freedom and Liberty PAC and Michael D. Edmonds, Treasurer (Respondents or the Committee). The ADR Program provides Respondents with an opportunity to negotiate 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 are successful, the resulting settlement concludes 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 ADR Program, you must: 1) indicate in writing a willingness to have your case submitted for ADR processing; 2) agree to participate in the bilateral interest based negotiations; 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:

SUMMARY: The Office of General Counsel (OGC) referred the Freedom and Liberty PAC and Michael D. Edmonds, Treasurer (Respondents or the Committee) following a review by the Reports Analysis Division for failing to timely file two (2) 48-Hour Reports to support two (2) independent expenditures made up to and including the 20th

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
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day before the 2012 General Election. Respondents disclosed two (2) independent expenditures totaling \$80,000 on their 2012 September Monthly Report. The Committee filed two 48-Hour Reports on September 28, 2012 for an independent expenditure in the amount of \$35,000 made on August 6, 2012, and an independent expenditure in the amount of \$45,000 made on August 10, 2012.

Respondents acknowledge the inadvertent delinquency of the two 48-Hour Reports, but contend they are a small PAC with limited experience. Respondents further contend that the two 48-Hour Reports were filed as soon as the Committee became aware of the requirement, and before the Commission notified them.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondents would like to participate in 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 644**. 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 M. Fraser, Director
Alternative Dispute Resolution Office
202-694-1665

Enclosures: ADR Frequently Asked Questions
Commitment to Submit Matter to ADR
Designation of Representative/Counsel

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