

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: August 30, 2013

ANALYST: Vicki Davis

- I. COMMITTEE: Ann Wagner for Congress
C00495846
Richard Magee, Treasurer
P.O. Box 50
Ballwin, MO 63022-0500
- II. RELEVANT STATUTES: 2 U.S.C. § 434(b)(4)(G)
11 CFR § 104.3(b)(2)(vi)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)

Ann Wagner for Congress ("the Committee") amended its 2012 12 Day Pre-General Report to disclose additional disbursements of \$201,000.00 that were not reported in the original report (Attachment 2).

On October 25, 2012, the Committee filed the original 2012 12 Day Pre-General Report covering the period from October 1, 2012 through October 17, 2012. The report disclosed \$9,150.00 in disbursements on Line 21 (Other Disbursements) of the Detailed Summary Page (Image 12961031107).

On February 18, 2013, the Committee filed an Amended 2012 12 Day Pre-General Report. The report disclosed \$209,150.00 in disbursements on Line 21, an increase of \$200,000.00 from the original report (Image 13960942053).

On April 15, 2013, a Request for Additional Information (RAFI) was sent to the Committee referencing the Amended 2012 12 Day Pre-General Report, received February 18, 2013. The RAFI requested clarification regarding the significant increase in disbursements that were not disclosed in the original filing (Image 13330028935).

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Later that day, the Committee filed an Amended 2012 12 Day Pre-General Report. The report disclosed \$210,150.00 in disbursements on Line 21, an increase of \$201,000.00 from the original report (Image 13940538445, Attachment 2).

On April 18, 2013, Amy Blunt, an agent for the Committee's compliance firm, called the Reports Analysis Division (RAD) Analyst to explain that recent amendments were filed due to an internal audit and to discuss her response to the RFAL. The RAD Analyst informed Ms. Blunt that the Committee may be referred to another office for further action due to the increase in disbursements disclosed on the Amended 2012 12 Day Pre-General Report (Attachment 3).

On May 10, 2013, the Committee filed a Miscellaneous Text Submission ("Form 99"), which stated, in part:

"The disbursement to the Missouri Republican Party was made at the end of the reporting period and, due to an internal administrative error, was omitted from our original report.

At the conclusion of the 2012 calendar year, the Committee initiated an internal accounting of all the activity for the 2012 election cycle to ensure that it's [sic] reports were complete and accurate. This audit was not the result of any action of or request by the Commission. It was undertaken by the Committee as a measure designed to ensure complete past and ongoing compliance with the requirements of the FEC and to self-report any discrepancies.

It became clear when the audit began that there was a discrepancy resulting from the unintentional omission of the disbursement to the Missouri Republican Party. The Committee did not wait until the audit was completed but took immediate steps to report this transaction as soon as the discrepancy came to the attention of the Committee.

It should be noted that the disbursement of the Missouri Republican Party was a transaction that was reportable by both parties. The Missouri Republican Party disclosed the receipt of these funds as a part of their regular reports. The circumstances clearly indicate that there was no intent by either party to conceal the fact that the transaction had taken place.

...

The Committee remains dedicated to full and complete compliance with the requirements of the FEC and all federal laws pertaining to campaign finance..." (Image 13962191020).

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On June 14, 2013, the Analyst informed Ms. Blunt that the Committee will be referred to another office for further Commission action regarding increased activity disclosed on the Amended 2012 12 Day Pre-General Report (Attachment 3).

To date, no further communications have been received from the Committee regarding this matter.

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