



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 12, 2013

Mark J. Block, Treasurer
Friends of Herman Cain, Inc.
P.O. Box 2158
Stockbridge, GA 30281

Re: ADR 665 (RAD 13L-47)
Friends of Herman Cain, Inc. and Mark J. Block, Treasurer

Dear Mr. Block:

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 Friends of Herman Cain, Inc. 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 Friends of Herman Cain, Inc. and Mark J. Block, 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 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 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:

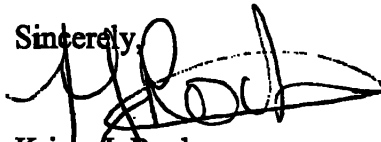
RAD referred Respondents for receiving prohibited, excessive, and other impermissible contributions totaling \$186,871.98 for the 2012 Primary and General Elections which were not remedied within the permissible timeframes. The Committee did not timely refund, reattribute, or redesignate, as applicable, excessive and prohibited contributions for the 2012 Primary Election totaling \$99,091.90 from sixty-six individuals and two corporate entities. In addition, the Committee did not timely refund 2012 General

Election contributions totaling \$87,780.08 from forty-three individuals and one political committee after the candidate announced on December 3, 2011 that he was no longer participating in the 2012 Primary Election.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) 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 665**. 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,



Krista J. Roche
Assistant Director
Alternative Dispute Resolution Office

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

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