

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: January 23, 2014

ANALYST: Christopher Morse

- I. COMMITTEE: The Tea Party Leadership Fund
C00520825
Dan Backer, Treasurer
717 King Street
Suite 300
Alexandria, VA 22314
- II. RELEVANT STATUTE: 2 U.S.C. § 434(b)(2)
11 CFR § 104.3(a)
- III. BACKGROUND:

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

The Tea Party Leadership Fund ("the Committee") amended its 2012 12 Day Pre-General Report to disclose additional receipts totaling \$124,571.52, which were not disclosed in the original report (Attachment 2).

On October 24, 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 \$1,432.00 in receipts on Line 11(a)(i) (Itemized Contributions from Individuals) and \$27,381.00 in receipts on Line 11(a)(ii) (Unitemized Contributions from Individuals) of the Detailed Summary Page (Image 12940413675).

On November 13, 2012, the Committee filed an Amended 2012 12 Day Pre-General Report. The report disclosed no change in receipts from the original report (Image 12961260356).

On December 6, 2012, the Committee filed an Amended 2012 12 Day Pre-General Report. The report disclosed \$20,610.00 in receipts on Line 11(a)(i) and

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\$132,774.52 in receipts on Line 11(a)(ii) of the Detailed Summary Page, a total increase in receipts of \$124,571.52 from the original report (Image 12940885948, Attachment 2).

Additionally on December 6, 2012, Dan Backer, the Committee's Treasurer, called the Commission to discuss activity on several 2012 reports, including the 2012 12 Day Pre-General Report. He reported that the Committee had completed an internal audit that resulted in the need to amend a number of reports from the 2011-2012 election cycle. He explained that the need to amend reports was the result of accidental entry duplication in numerous reports. The Reports Analysis Division (RAD) Analyst advised Mr. Backer to file a Miscellaneous Electronic Submission ("Form 99") to explain the reason for the amendments and the change in activity on the 2012 12 Day Pre-General Report (Attachment 3).

On February 11, 2013, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2012 12 Day Pre-General Report, received December 6, 2012. The RFAI requested clarification regarding the substantial increase in receipts disclosed on the Amended 2012 12 Day Pre-General Report, that were not disclosed in the original filing (Image 13330022603).

On March 14, 2013 the Committee filed a Form 99 that stated in full:

"This report responds to the Request For Additional Information (RFAI) dated 2/11/2013 and due on 3/18/2013, which were triggered by significant changes in the originally reported contribution amounts. An error was discovered during our regular monthly review (conducted after the filing of the [2012] pre-election report) that led us to discover that an incorrect data file had been imported into FEC File. That data was purged and the correct data file verified and imported, resulting in the corrected data and both discrepancies noted by the commission" (Image 13961151601).

On August 23, 2013, the RAD Analyst called Mr. Backer. The Analyst explained the additional receipts disclosed on the Amended 2012 12 Day Pre-General Report, received on December 6, 2012 could be referred for possible further action by another office at the Commission. The Analyst advised him that if the Committee wished to provide additional clarifying information regarding the increase in receipts, he may file a Form 99 detailing the information for the public record (Attachment 3).

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

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