



Federal Election Commission  
Washington, DC 20463

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**SENSITIVE**

**MEMORANDUM**

July 25, 2014

TO: The Commission

THROUGH: Alec Palmer *APCO*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Lynn M. Fraser *LMF*  
Director, ADR Office

SUBJECT: ADR 708 Marsh & McLennan Companies, Inc., Alex Moczarski, the Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer, Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Certify that Marsh & McLennan Companies, Inc. developed and circulated a policy on the eligibility and limitations on contributions to the Committee; certify that the Committee designated a compliance specialist; certify that a representative of the Committee participated in an FEC conference; and pay a civil penalty of \$3,000.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 708 (P-MUR 572). The ADR Office received this referral from the Office of General Counsel on March 24, 2014.

**SUMMARY:** In this case, Marsh & McLennan Companies, Inc., Alex Moczarski, the Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer (Respondents & the Committee) asserted in a *sua sponte* submission on March 6, 2014 that an employee of Marsh & McLennan Companies, Inc., who is not currently a US citizen, permanent resident, or green card holder, made four (4) annual \$5,000 contributions from 2010 through 2013 for a total of \$20,000 to the Committee, which is a separate segregated fund, in violation of the FECA. The Committee accepted those contributions in violation of the FECA.

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Respondent Marsh & McLennan Companies, Inc. asserted that in response to an inquiry from the employee in January 2014, it was determined that Alex Moczarski, who is employed and resides in New York and holds a L-1A visa (Intracompany Transferee for Executive or Manager), was not eligible to make, nor the Committee to accept, contributions from an individual who is not currently a US citizen, permanent resident, or green card holder. The Committee issued a refund to the employee on February 14, 2014.

Respondents contend that upon discovering the prohibited contributions they did a thorough review of 462 individual employees to determine whether any other eligibility issues existed with respect to employee contributions to the PAC, and developed an improved process for the solicitation and receipt of contributions.

#### **RECOMMENDATIONS:**

1. Approve the attached settlement agreement of Marsh & McLennan Companies, Inc., Alex Moczarski, the Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.