

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: May 22, 2014

ANALYST: Maureen Benitz

- I. COMMITTEE: Revolution PAC
C00499335
Dan Backer, Treasurer (8/8/12-Present)
Gary Franchi, Treasurer
(12/12/11-8/7/12)
Martin Franchi, Treasurer
(7/21/11-12/11/11)
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)

Revolution PAC ("the Committee") amended its 2011 Year-End Report to disclose additional receipts of \$165,000.00, which were not disclosed in the original report (Attachment 2).

On January 31, 2012, the Committee filed a Miscellaneous Electronic Submission ("Form 99"). The Committee stated, in part:

"Please be advised that on the afternoon of Tuesday, Jan 31, Revolution PAC (C00499335) was advised by one of its credit card processing vendors that said vendor had provided erroneous information. As a result,

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credit card donations reported by the vendor and recorded by the PAC were erroneous.

As we do not have complete details on the specific donations involved, we are unable to correct our information prior to the filing deadline, and are therefore not filing any report at this time.

We will contact our FEC advisor Feb 1 to determine how best to proceed” (Image 12950424805).

On February 1, 2012, Angela Thornton, a representative for the Committee, called the Reports Analysis Division (RAD) Analyst about the 2011 Year-End Report. She explained that she was experiencing difficulty in obtaining accurate credit card receipt data from an outside vendor. She said she wanted to wait to file the report once all of the information was verified as accurate. She stated that she would be able to file a complete and accurate report by the end of the day. The Analyst encouraged her to file the 2011 Year-End Report as soon as possible and then file an amendment, as necessary (Attachment 3).

On February 5, 2012, the Committee filed the original 2011 Year-End Report covering the period from July 1, 2011 through December 31, 2011. The report disclosed \$518,199.91 in receipts on Line 11(a)(iii) (Total Contributions from Individuals) of the Detailed Summary Page (Image 12950438743).

On March 13, 2012, the Committee filed an Amended 2011 Year-End Report. The report disclosed \$683,199.91 in receipts on Line 11(a)(iii) of the Detailed Summary Page, a total increase in receipts of \$165,000.00 from the original report (Image 12950691761, Attachment 2).

On March 22, 2012, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2011 Year-End Report, received March 13, 2012. Among other issues, the RFAI requested clarification regarding the substantial increase in receipts disclosed on the Amended 2011 Year-End Report, that were not disclosed in the original filing (Image 12330004384).

On May 24, 2012, the RAD Analyst spoke with Dan Johnson², a Committee representative. Among other issues, the Analyst explained that the additional receipts disclosed on the Amended 2011 Year-End Report, received March 13, 2012 could be referred for possible further action to the Commission. The Analyst advised him that no response had been received to the RFAI and that if the Committee wished to provide clarifying information regarding the increase in receipts, he may file a Form 99 detailing the information for the public record (Attachment 3).

² On March 13, 2012, the Committee filed a paper Statement of Organization listing Dan Johnson as the Treasurer. However, given that the Committee is an electronic filer, Dan Johnson was never listed as the official Treasurer of record. Additionally, Mr. Johnson did not sign the 2011 Year-End Report filings.

On December 9, 2013, the RAD Analyst spoke with Dan Backer, the Committee's Treasurer, about the Amended 2011 Year-End Report, received March 13, 2012. The Analyst told Mr. Backer that the report could be referred for further action to the Commission. Additionally, the Analyst stated that the Committee could file a Form 99 if there was any additional explanation about the increase in activity the Committee would like to disclose on the public record (Attachment 3).

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

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