



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 12, 2014

Robert D. Kurnick, Esq.
Sherman, Dunn, Cohen, Liefer & Yellig PC
900 Seventh Street, N.W., Suite 1000
Washington, DC 20001

Re: ADR 724 (P-MUR 531)
International Association of Heat & Frost Insulators and Asbestos Workers Political
Action Committee and James P. McCourt, Treasurer

Dear Mr. Kurnick:

The Federal Election Commission (FEC or Commission) referred a *sua sponte* submission filed by the International Association of Heat & Frost Insulators and Asbestos Workers Political Action Committee to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The submission was based on allegations that a former employee of the Committee made unauthorized withdraws and 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 the International Association of Heat & Frost Insulators and Asbestos Workers Political Action Committee and James P. McCourt, 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 concludes 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:

SUMMARY: The International Association of Heat & Frost Insulators and Asbestos Workers Political Action Committee and James P. McCourt, Treasurer alleged in their *sua sponte* submission that a former employee misappropriated Committee funds. The misappropriation resulted in nine (9) inaccurate reports being filed with the Commission. Respondents conducted an investigation to determine the extent of the misappropriations, and filed amended reports to correct the record.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondents would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Participate in 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 724**. 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,

Lynn M. Fraser, Director
Alternative Dispute Resolution Office
202-694-1665

Enclosures: ADR Frequently Asked Questions
Commitment to Participate in ADR
Designation of Representative/Counsel