



FEDERAL ELECTION
COMMISSION
SECRETARIAT

2014 DEC 18 PM 2:34

Federal Election Commission
Washington, DC 20463

SENSITIVE

MEMORANDUM

December 18, 2014

TO: The Commission

THROUGH: Alec Palmer *WHP*
Staff Director

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

Lynn M. Fraser *LMF*
Director, ADR Office

BY: Krista J. Roche *KJR*
Assistant Director, ADR Office

SUBJECT: ADR 735 JBS USA LLC PAC and Gustavo Biscardi,
Treasurer, Recommendation to Approve Settlement
Agreement

RESOLUTION TERMS: Certify that a compliance specialist has been designated;
certify that a Committee representative participated in an
FEC training; and pay a civil penalty of \$4,150.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 735 (RAD 14L-32). The ADR Office received this referral on August 25, 2014.

SUMMARY: The Reports Analysis Division referred Respondents for mis-depositing funds totaling \$55,501.73 during the 2013 calendar year that were originally intended for the Committee's connected organization, which were not remedied within the permissible timeframe.

In a Miscellaneous Electronic Submission (Form 99) filed on April 3, 2014, the Committee contends that it discovered two deposits made to its account in error, one totaling \$103,399.11 and the other \$55,501.73. The Committee contends it instructed the bank to return both deposits, but due to bank error the deposit totaling \$55,501.73 was not returned. The Committee discovered that this deposit

Recommendation to Approve
Settlement Agreement
ADR 735 (RAD 14L-32)

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was not returned per its instruction upon receiving the following monthly bank statement. The deposit was eventually returned on February 24, 2014.

RECOMMENDATIONS:

1. Approve the attached settlement agreement of JBS USA LLC PAC and Gustavo Biscardi, Treasurer
2. Approve the appropriate letters.
3. Close the file on this matter.

UNBOUND-UP