



Federal Election Commission  
Washington, DC 20463

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**SENSITIVE**

**MEMORANDUM**

July 1, 2015

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

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

Lynn M. Fraser *JW*  
Director, ADR Office

SUBJECT: ADR 750 Brotherhood of Railroad Signalmen Political Action Committee and Jerry C. Boles, Treasurer, Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Certify that a representative of the Committee participated in an FEC conference, webinar, or other program developed in consultation with the FEC's Information Division; certify annually for two (2) years that the Committee reconciled all financial data to the report being filed with the Commission prior to each report being filed; and pay a civil penalty of \$3,000.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 750 (RR 15L-01). The ADR Office received this referral on March 16, 2015 from the Office of General Counsel.

**SUMMARY:** In this case, the Reports Analysis Division (RAD) referred the Brotherhood of Railroad Signalmen Political Action Committee and Jerry C. Boles, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on their 2010 May Monthly, 2010 June Monthly, 2010 July Monthly, 2010 30 Day Post-General, 2010 Year-End, 2011 February Monthly, 2011 March Monthly, 2011 April Monthly, 2011 May Monthly, 2011 June Monthly, 2011 July Monthly, 2011 October Monthly, 2012 February Monthly, 2012 March Monthly, 2012 May Monthly, 2012 June Monthly, 2012 July Monthly, 2012 August Monthly and 2012

Recommendation to Approve  
Settlement Agreement  
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October Monthly Reports. Respondents filed amended reports to disclose additional receipts totaling \$76,504.89 and additional disbursements totaling \$30,569.95. The activity on these nineteen amended reports resulted in an aggregate increase in activity totaling \$107,074.84.

On February 28, 2013, the Committee filed a Miscellaneous Electronic Submission (Form 99), which stated, in part:

We are a railroad union and our members voluntarily may contribute to what we title the "Signalmen's Political League" (SPL), our internal name for the Political Action Committee. These deductions are made by their employers (Carriers) and deposited into our PAC account or a check is mailed to our office. With this, the carriers are to include a "deduction sheet" so that we will know who has given and in what amount on each deposit or check. On some occasions the Carrier does not provide the deduction sheet at the time of the payment and we are left to track it down. With this process, we are not always able to find this information in time for each monthly report. When we receive this information, an amendment is filed. We work diligently each time to provide accurate information at the time each report is due, and work regularly with each carrier to receive a complete deduction sheet from them, but, at times, we are unable to obtain that information in a timely fashion.

The Committee contends that it first learned that its practice of reporting contribution receipts only when it received supporting contributor information was incorrect after it received the referral in this matter, and the Committee then immediately ceased this practice.



**RECOMMENDATIONS:**

1. Approve the attached settlement agreement of the Brotherhood of Railroad Signalmen Political Action Committee and Jerry C. Boles, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.