



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 15, 2015

Michael E. Toner, Esq.
Wiley Rein
1776 K Street NW
Washington, DC 20006

Re: ADR760 (P-MUR 561)
ADR 764 (RR 13L-36)
Dewhurst for Texas and Carlos R. Hamilton, Jr., Treasurer

Dear Mr. Toner:

The Federal Election Commission (FEC or Commission) referred two compliance issues to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referrals were concerning a *sua sponte* submission, as well as a RAD referral, regarding Dewhurst for Texas. The *sua sponte* submission and the RAD referral 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 Dewhurst for Texas and Carlos R. Hamilton, Jr., 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 in both ADR 760 and ADR 764, and the focus of our subsequent negotiations, deal with the unauthorized use of campaign funds during the 2011-2012 election cycle.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) 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 760 and ADR 764**. Please refer to these numbers 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