



**Federal Election Commission  
Washington, DC 20463**

**VIA UPS**

March 22, 2016

Michael Roberson

Henderson, NV 89052

Re: ADR 797 (MUR 6986)

Dear Mr. Roberson:

On November 23, 2015, the Federal Election Commission (FEC/Commission) received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended.

After considering the circumstances of this matter, the Commission determined to exercise its prosecutorial discretion and take no action against the Respondents. In its memorandum to the Commission, dated March 8, 2015, this office stated:

**Summary and Analysis of Case:** On November 20, 2015, Michael Roberson filed a Complaint against Tarkanian for Congress and Richard M. Egan, Treasurer, (Respondents or the Committee) alleging that in the 2015 October Quarterly Report filed on October 10, 2015, the Committee (1) did not properly identify, report, or attribute contributions from spouses, partnerships, and limited liability companies to individual persons (Paragraphs 1-9 of the Complaint); (2) accepted and failed to return unlawful contributions (Paragraphs 10-16); (3) failed to properly document receipts from the candidate (Paragraph 17); and (4) failed to provide disbursement purposes in Schedule B (Paragraph 18).

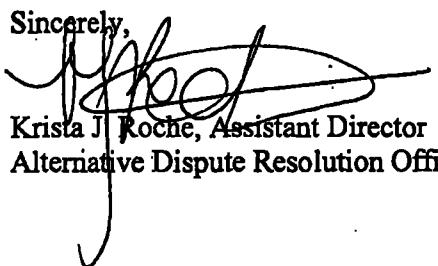
The Committee has adequately addressed all contribution issues listed in Paragraphs 1-16 of the Complaint in an amended report filed December 18, 2015. With regard to the allegations in Paragraph 17 that the Committee did not properly disclose in-kind contributions from the candidate, the committee has since clarified in their Form 99, dated February 2, 2016, that the candidate's out-of-pocket expenses will be reimbursed by the Committee; and provided information about the ultimate vendor for each case where the expenses to a vendor exceeded the \$200 itemization threshold. Finally, Paragraph 18 of the Complaint concerned missing disbursement purposes on Schedule B. Four (4) entries totaling \$127.18 are still missing purposes. However, due to the low dollar amount, the ADR Office recommends the Commission exercise its prosecutorial discretion and dismiss the matter.

Accordingly, the Commission closed its file in this matter on March 21, 2016.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondents and the Commission, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

  
Krista J. Roche, Assistant Director  
Alternative Dispute Resolution Office