

REPORTS ANALYSIS DIVISION REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: October 7, 2015

ANALYST: Nataliya Ioffe

I. COMMITTEE:

Americans for a Conservative Direction  
C90014796  
Sean Cairncross, Counsel  
1425 K Street, NW, Suite 350  
Washington, DC 20005

II. RELEVANT STATUTES:

52 U.S.C. §30104(c) and (g)  
11 CFR §109.10(b) and (e)

III. BACKGROUND:

**Failure to File Reports and Late Filing (Failure to Timely File the 2014 July Quarterly Report)**

Americans for a Conservative Direction (“AFCD”) failed to timely file the 2014 July Quarterly Report to support the independent expenditures disclosed on its 24-Hour Report totaling \$102,035.00.

On April 25, 2014, AFCD filed a 24-Hour Report disclosing two (2) independent expenditures totaling \$102,035.00, made in support of one (1) federal candidate, on Schedule 5-E (Itemized Independent Expenditures) (Images 14960866754-55).

On August 7, 2014, a Notice of Failure to File was sent to AFCD referencing the 2014 July Quarterly Report. The Notice of Failure to File stated that AFCD may have failed to file the 2014 July Quarterly Report for the independent expenditures made during the quarterly report coverage period of April 1, 2014 through June 30, 2014 (Image 14330059193).

On September 10, 2015, a RAD Manager contacted the office of Sean Cairncross, the counsel for AFCD, to inform him about the failure to file the 2014 July Quarterly

Report. The RAD Manager indicated that the report was still outstanding and encouraged AFCD to file it with the Commission. The RAD Manager also discussed the option to provide an additional explanation for the public record concerning the matter, and stated that the issue would be referable for further review by another Commission office (Attachment 2).

Also on September 10, 2015, AFCD filed a 2014 July Quarterly Report disclosing the independent expenditures totaling \$102,035.00, which were previously reported on the 24-Hour Report, dated April 25, 2014 (Image 201509109001632866-67).

To date, no additional information has been received from AFCD regarding this matter.

Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) Cmte. Designation: U (UNAUTHORIZED)										Filing Frequency: QUARTERLY FILER				
Form Tp	Rpt Tp	A/I	Recpt Dt	Beg Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debs	Loans	Debits & Loans
No records were found for this cycle.														

Cmte. ID: C90014796 Cmte. Name: AMERICANS FOR A CONSERVATIVE DIRECTION										O-Index (2015-2016)				
Treasurer Name: null Address: 1425 K STREET NW SUITE 350, WASHINGTON, DC 20005										O-Index (2013-2014)				
Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) Cmte. Designation: U (UNAUTHORIZED)										O-Index (2011-2012)				
Form Tp	Rpt Tp	A/I	Recpt Dt	Beg Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debs	Loans	Debits & Loans
R7	Q2	1	8/7/2014	14330059193	4/1/2014	6/30/2014	8/7/2014							
R2	Q2	N	9/29/2015	2	201508300300005472	4/1/2014	6/30/2014	9/29/2015						
F5N	24	N	4/25/2014	14960866754	4/25/2014	5/6/2014					\$0	\$102,035		
F5N	Q2	N	9/10/2015	2	20150910001632866	4/1/2014	6/30/2014				\$0	\$102,035		
Totals											\$0	\$204,070		

Cmte. ID: C90014796 Cmte. Name: AMERICANS FOR A CONSERVATIVE DIRECTION										O-Index (2015-2016)				
Treasurer Name: null Address: 1425 K STREET NW SUITE 350, WASHINGTON, DC 20005										O-Index (2013-2014)				
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Form Tp	Rpt Tp	A/I	Recpt Dt	Beg Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debs	Loans	Debits & Loans
No records were found for this cycle.														