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Federal Election Commission
Washington, DC 20463

MEMORANDUM

March 22, 2017

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Lynn M. Fraser *LF*
Director, ADR Office

SUBJECT: ADR 810 Independence USA PAC and Diane Gubelli,
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; file an
additional Miscellaneous Form 99 to clarify the
circumstances relating to this transaction; and pay a civil
penalty of \$3,300.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 810 (RAD 16L-14). The ADR Office received this referral on August 26, 2016.

SUMMARY: In this case, the Reports Analysis Division (RAD) referred the Independence USA PAC and Diane Gubelli, Treasurer (Respondents or the Committee) for failing to disclose all financial transactions on its 2015 November Monthly Report. On December 18, 2015, Respondents amended their 2015 November Monthly Report to disclose additional in-kind contributions received totaling \$189,800, which were not disclosed in the original report.

The Committee contends that it amended its 2015 November Monthly Report to disclose a third-party payment to a vendor in connection with the dissemination of

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