



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 11, 2017

VIA E-MAIL
Thomas Datwyler

Re: ADR 811
Lone Star Committee

Dear Mr. Datwyler:

Enclosed is the signed copy of the Negotiated Settlement resolving the above-shown matter. The Negotiated Settlement was approved by the Commission on October 5, 2017— the effective date of the agreement.

Note the specific time frames for compliance detailed in the agreement. Please forward to this office, a statement confirming Respondent's compliance with each term. The letter should note the dates on which Respondents satisfied each of the terms and contain the ADR case number. For your convenience, a compliance chart is attached.

Under the terms of the agreement, a civil penalty in the amount of \$250 is due on November 4, 2017. Kindly review the attached payment instructions for details on payment methods and the collection of unpaid debts.

As you are aware, the Negotiated Settlement will be made part of the record that is released to the public. The Commission will also place on the record copies of the complaint/referral, correspondence exchanged between your office and this office prior to our negotiations, and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Records Office.

This agreement resolves this matter. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

Krista J. Roche

Krista J. Roche
Acting Director
Alternative Dispute Resolution Office

Enc: Payment Instructions
Compliance Chart
Negotiated Settlement

cc: Gwendolyn Holmes, Finance and Accounting Office

11-1-2019 10:00 AM



Federal Election Commission
Washington, DC 20463

Case Number: ADR 811
Source: RR 16L-07
Case Name: Lone Star Committee

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Commission entered into negotiations with Thomas Datwyler representing Lone Star Committee (Respondent). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondent addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondent. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 52 U.S.C. § 30109.
2. Respondent voluntarily enters into this agreement with the Commission.
3. The Reports Analysis Division referred Respondent for failing to timely file a 24-Hour Notice of Disbursements/Obligations for Electioneering Communications (FEC Form 9) totaling \$48,665.39 to support three (3) disbursements for an electioneering communication that referenced one (1) federal candidate and was publicly distributed within thirty (30) days prior to the 2016 Presidential Primary Election in New Hampshire held on February 9, 2016. On February 10, 2016, Respondents filed an FEC Form 9 covering the period from December 11, 2015, through February 2, 2016, disclosing the expenses for this radio advertisement, which aired on February 1 and 3, 2016.
4. Every person who makes a disbursement for the direct costs of producing and airing electioneering communications in an aggregate amount in excess of \$10,000 during any calendar year shall, within 24 hours of each disclosure date, file with the Commission a statement. 52 U.S.C. §30104(f), 11 C.F.R. § 104.20(b).
5. In an Amended FEC Form 9 filed on March 21, 2016, in response to a Request for Additional Information, Respondent stated that the report was filed late due to an administrative error and that all subsequent Form 9 submissions have been filed

11-1000004-10

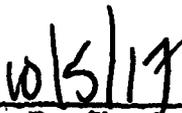
timely. The Respondent contends that it has been completely inactive for more than a year, not engaging in any electioneering communications or other reportable activity since it last filed a Form 9 in February 2016.

6. Respondent, in an effort to resolve this matter, agrees to: pay a civil penalty of \$250 within thirty (30) days of the effective date of this agreement.
7. Respondent agrees that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondent fails to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondent shall comply with the terms of this agreement as set out in paragraph 6 above, and shall certify compliance with the above settlement terms in writing to the Alternative Dispute Resolution Office on or before the date each term becomes due.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 811 (RR 16L-07), and resolves those issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

FOR THE COMMISSION:

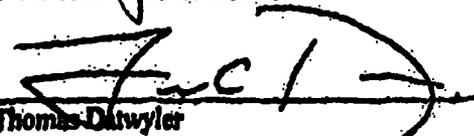
Krista J. Roche, Acting Director
Alternative Dispute Resolution Office



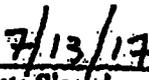


Date Signed

FOR THE RESPONDENT:



Thomas Dwyler
Representing Lone Star Committee



Date Signed