



Federal Election Commission
Washington, DC 20463

January 24, 2017

Andrew Werbrock, Esq.
Remcho, Johansen & Purcell, LLP
1901 Harrison Street, Suite 1550
Oakland, CA 94612

Re: ADR 812 (RAD 16L-15)
Foundation for a Greater America, Inc. and Anastasia Ault, Treasurer

Dear Mr. Werbrock:

Enclosed is the signed copy of the agreement resolving the referral initiated on September 9, 2016 by the Federal Election Commission ("FEC/Commission") involving Foundation for a Greater America, Inc. and Anastasia Ault, Treasurer ("Respondents"). The agreement for ADR 812 (RAD 16L-15) was approved by the Commission on January 19, 2017 – the effective date of the agreement.

Note the specific time frames for compliance in **paragraph 6** of the agreement. **Please forward to this office, a statement certifying Respondent's compliance with the terms listed in the aforementioned agreement.** The letter should note the dates on which Respondents satisfied each of the terms listed in paragraph 6, and contain the ADR caption and case number. **The civil penalty payment should be sent to the attention of the Accounting/Finance Office of the FEC. The civil penalty under the agreement is due on or before May 19, 2017.¹ Please put the ADR case number on the civil penalty check as well, to ensure crediting to the correct case.**

As you are aware, the settlement agreement 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 entry into settlement 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

¹ Please note, if the Commission refers an unpaid civil penalty to the US Treasury or third party collection agent, additional costs and fees will be assessed.

alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

This agreement resolves the matter that was initiated by the Commission pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities regarding violations of federal election campaign laws. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

Lynn M. Fraser, Director
Alternative Dispute Resolution Office
202-694-1665

Enclosure: Agreement

cc: Gwen Holmes and Nida Awan, Finance and Accounting Office
Room 819



**Federal Election Commission
Washington, DC 20463**

Case Number: ADR 812
Source: RAD 16L-15
Case Name: Foundation for a
Greater America, Inc.

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 Andrew Harris Werbrock, Esq., representing the Foundation for a Greater America, Inc. and Anastasia Ault, Treasurer (Respondents or the Committee). 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:

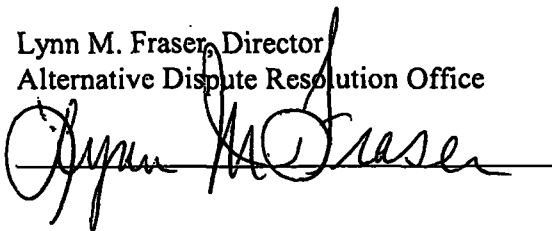
1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondent. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 52 U.S.C. § 30109.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial transactions on its 2014 30 Day Post-General Report. Respondents filed an Amended 2014 30 Day Post-General Report that disclosed additional disbursements totaling \$182,280.96.
4. Treasurers of political committees are required to report all financial activity, including all disbursements, pursuant to the FECA. 52 U.S.C. §§ 30104(a)(1), 30104(b)(4), 11 C.F.R. §§ 104.1, 104.3(b).
5. Respondents contend that they are a small, grassroots organization with no permanent staff, no office, and no experience with campaign finance or its required reporting obligations. When the Committee realized there were errors and some failures to file reports, the Treasurer was replaced with a professional firm with extensive experience filing reports with the Commission. The new vendor did a comprehensive review of

all reports filed, and filed a complete set of amendments to ensure the record was accurate. The Committee wishes to terminate its reporting obligations with the Commission.

6. Respondent, in an effort to resolve this matter, agrees to: (a) in accordance with its request to terminate its political committee status, Respondents will certify the closure of the Committee's federal account and file a termination report within one hundred eighty (180) days of the effective date of this agreement, and work with Commission staff to terminate their political committee status and reporting obligations with the Commission. The Committee will continue reporting until such time as the termination has been approved; and (b) pay a civil penalty of \$3,750 within one hundred twenty (120) 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 812 (RAD 16L-15), 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:

Lynn M. Fraser, Director
Alternative Dispute Resolution Office



1/19/17
Date Signed

FOR THE RESPONDENT:


Anastasia Ault
Representing the Foundation for a Greater
America, Inc. and Anastasia Ault, Treasurer

12/29/2016
Date Signed