



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 22, 2016

Robert P. Klepinger, Treasurer
R. Klepinger For Congress
2483 Division Avenue
Dayton, OH 45414

Re: ADR 816 (MUR 7036)
R. Klepinger For Congress and Robert P. Klepinger, Treasurer

Dear Mr. Klepinger:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Office of General Counsel was based on a complaint filed by Citizens for Turner which alleged a possible failure to comply with the Federal Election Campaign Act of 1971, as amended.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with R. Klepinger For Congress and Robert P. Klepinger, Treasurer (Respondents or the Committee). The ADR Program provides Respondents with an opportunity to negotiate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations are successful, the resulting settlement concludes the matter.

The Commission, in referring the matter to the ADR Office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the ADR Program, you must: 1) indicate in writing a willingness to have your case submitted for ADR processing; 2) agree to participate in the bilateral interest based negotiations; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations, are summarized as follows:

SUMMARY: The Citizens for Turner brought this complaint alleging violations of the FECA by R. Klepinger For Congress and Robert P. Klepinger, Treasurer (Respondents or the Committee). The complaint alleges that Respondents failed to have disclaimers on

fund raising materials, used public disclosure statements for soliciting contributions, failed to disclose receipts and/or disbursements through filing reports with the Commission, and failed to respond to an inquiry from the Commission as required.

Respondents contend that he ran the 2014 and 2016 campaigns on his own, and did not realize that he exceeded the \$5,000 limit until the complaint was filed. He also contends that he added an adequate disclaimer on his communications after the complaint brought it to his attention. In addition, the Committee asserts that it was not aware it could not use the public disclosure of those who donated to his opponent to solicit contributions.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondents would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Participate in ADR form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR.** In that event, your case will be sent to the FEC's Office of General Counsel for further processing, and the likelihood that the Committee will be audited during the next election cycle will increase.

This matter has been designated as **ADR 816**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,

Lynn M. Fraser

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