

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: January 12, 2017

ANALYST: Brian Jones

I. COMMITTEE: National Right to Life Victory Fund
C00509893
Wayne Cockfield, Treasurer
512 10th Street, NW
Washington, DC 20004

II. RELEVANT STATUTE: 52 U.S.C. § 30104(b)
11 CFR § 104.3(b)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)

National Right to Life Victory Fund ("the Committee") amended its 2016 July Quarterly Report to disclose additional disbursements totaling \$169,275.62, which were not disclosed on the original report (Attachment 2).

On July 15, 2016, the Committee filed the original 2016 July Quarterly Report covering the period from April 1, 2016 through June 30, 2016. The report disclosed \$0.00 in disbursements on Line 21(b) (Other Federal Operating Expenditures) and \$0.00 in disbursements on Line 29 (Other Disbursements) of the Detailed Summary Page (Image 201607159020614341, Attachment 2).

On August 1, 2016, the Committee filed an Amended 2016 July Quarterly Report. The report disclosed \$156,275.62 in disbursements on Line 21(b) and \$13,000.00 in disbursements on Line 29 of the Detailed Summary Page, a total increase of \$169,275.62 from the original report (Image 201608019022164933, Attachment 2).

On October 11, 2016, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2016 July Quarterly Report, received August 1, 2016. Among other issues, the RFAI requested clarification regarding the substantial increase in disbursements disclosed on the Amended 2016 July Quarterly Report (Image 201610110300063131).¹

On December 6, 2016, the Reports Analysis Division (RAD) Analyst called David Osteen, representative for the Committee, and left a voicemail. The Analyst stated that the increase in financial activity noted on the RFAI sent October 11, 2016 referencing the Committee's Amended July Quarterly Report, received August 1, 2016, may be referred for potential further action. The RAD Analyst requested a return phone call from Mr. Osteen (Attachment 3).

Subsequently on December 6, 2016, Mr. Osteen called the RAD Analyst to request a copy of the RFAI. The Analyst directed Mr. Osteen to the FEC web site to view a copy of the RFAI. The Analyst stated that the Committee could file a Miscellaneous Electronic Submission ("FEC Form 99") if there was further information to disclose regarding the increase in disbursements (Attachment 3).

On December 18, 2016, the Committee filed an FEC Form 99 in response to the RFAI, which stated, in part:

"This letter is in response to the request for additional information dated October 11, 2016 for the amended July quarterly report. The report was originally filed based on information available at that time. When new information became available, the report was immediately amended to disclose the corrected information. The committee uses every effort to file reports accurately on time and will continue to review its procedures to ensure accurate information is filed in a timely manner" (Image 201612189040653445).

To date, no further communication has been received from the Committee regarding this matter.

¹ The RFAI references a \$169,265.62 increase in disbursements. The actual amount of the increase is \$169,275.62.

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