



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

MEMORANDUM

November 28, 2017

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

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

Krista J. Roche *KJR*
Acting Director, ADR Office

SUBJECT: ADR 832 Democratic Party Of New Mexico and Robert Lara, Treasurer, Recommendation to Approve Negotiated Settlement

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; and pay a civil penalty of \$8,600.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 832 (RR 17L-10). The ADR Office received this referral on July 18, 2017.

SUMMARY: The Reports Analysis Division (RAD) referred Democratic Party of New Mexico and Robert Lara, Treasurer, (Respondents or the Committee) for failing to disclose all financial activity on its 2016 September Monthly Report. On December 6, 2016, the Committee filed an Amended 2016 September Monthly Report disclosing an additional \$600,000 in disbursements.

The Committee contends that this error was inadvertent and went unnoticed because both the receipt and disbursement of this sum were initially unreported, creating a situation in which the cash-on-hand in the report and the bank statements reconciled and the errors were not immediately evident. As these receipts and disbursements were for joint fundraising, the sums were reported timely by two other committees.

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RECOMMENDATIONS:

1. Approve the attached negotiated settlement of Democratic Party Of New Mexico and Robert Lara, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.