



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 17, 2017

Bill Himpler, Treasurer  
American Financial Services Association PAC  
919 18<sup>th</sup> St. NW, Suite 300  
Washington, DC 20006

Re: ADR 843 (AR 17L-06)  
American Financial Services Association PAC and Bill Himpler, Treasurer

Dear Bill Himpler:

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 Audit Division was based on a review of reports filed by American Financial Services Association PAC which reflect 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 American Financial Services Association PAC and Bill Himpler, 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 would conclude 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 of Case:** On July 21, 2017, the Commission approved the Final Audit Report for American Financial Services Association PAC and Bill Himpler, Treasurer, (Respondents or the Committee). In Finding 1, the Commission found that Respondents misstated financial activity. Specifically, for calendar year 2013, receipts were misstated by \$10,080.78 and disbursements were misstated by \$67,904.92. In addition,

Respondents failed to disclose \$310,683 in receipts on original reports filed during the 2014 election cycle.

Respondents filed amended reports on January 13, 2016. However, these amendments did not correct the misstatements for receipts and disbursements in calendar year 2013. With regard to the failure to disclose receipts on original reports during the 2014 election cycle, Respondents filed amendments disclosing all but \$11,255 of those receipts.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR form. **Failure to respond affirmatively within fifteen (15) business days from the date 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 843**. 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,

*Krista J. Roche*

Krista J. Roche  
Acting Director  
Alternative Dispute Resolution Office

Enclosures: ADR Frequently Asked Questions  
Commitment to Participate in ADR & Designation of Representative/Counsel