



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

MEMORANDUM

January 18, 2018

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 844 Jimmy Gomez for Congress and Mary Hodge,
Treasurer, Recommendation to Approve Negotiated
Settlement

RESOLUTION TERMS: Develop and certify implementation of a compliance
operations manual; and pay a civil penalty of \$2,400

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 844 (RAD 17L-38). The ADR Office received this referral on October 3, 2017.

SUMMARY: The Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial activity on their original 2017 12 Day Pre-Special General Report filed on March 23, 2017. The Committee filed an Amended 2017 12 Day Pre-Special General Report disclosing \$113,127 in debts on Line 10 not previously disclosed on March 31, 2017, eight days after the original report and four days prior to the election. Subsequently, the Committee amended their 2017 12 Day Pre-Special General Report several times disclosing \$16,978.76 in additional debts, for a combined total of \$130,114.76 in debts not included on the original report.

Respondents contend in a Miscellaneous Electronic Submission (FEC Form 99) filed on September 5, 2017, in response to a Request For Additional Information, that most of the errors occurred due to a staff misunderstanding of reporting requirements regarding debt owed to vendors, and that as soon as the error was

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Settlement Agreement
ADR 844 (RAD 17L-38)

discovered an amended report was filed which disclosed most of the debt at issue. Respondents contend that the remainder of the debt at issue was inadvertently omitted from the original report due to invoices not being timely received from vendors, despite the good faith efforts of staff to request them. The Committee indicates that it has instituted training for campaign staff members and volunteers regarding disclosure requirements and instituted procedures regarding vendor invoices to ensure accurate and timely reporting.

RECOMMENDATIONS:

1. Approve the attached negotiated settlement of Jimmy Gomez for Congress and Mary Hodge, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.