



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 11, 2018

Alexander Hornaday, Treasurer
Restore American Freedom and Liberty
1624 Market St Suite 202
Denver, CO 80202

Re: ADR 874 (RAD 18L-20)
Restore American Freedom and Liberty and Alexander Hornaday, Treasurer

Dear Alexander Hornaday:

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 Reports Analysis Division was based on a review of reports filed by Restore American Freedom and Liberty 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 Restore American Freedom and Liberty and Alexander Hornaday, 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:

RAD referred Restore American Freedom and Liberty and Alexander Hornaday, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on its Amended 2016 October Quarterly Report, filed on October 16, 2016. On January 24, 2018, the Committee filed an Amended 2016 October Quarterly Report including \$64,958.07 in additional disbursements.

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
1050 FIRST STREET N.E., WASHINGTON, DC 20463
TELEPHONE: 202.694.1661 FAX: 202.219.0613
EMAIL: KROCHE@FEC.GOV

The Committee filed a Miscellaneous Electronic Submission (Form 99) on April 3, 2018, indicating that the Respondent did not have access to the statements for one of the committee's bank accounts and relied on what turned out to be incomplete invoicing from vendors when filing reports in 2016. The Respondent indicates that the anomaly was discovered in 2017 after he got full access to the banking records. In addition, the Committee contends that in the latter half of 2017 the committee conducted an internal audit, and amended the filings accordingly.

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 874**. 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

Director

Alternative Dispute Resolution Office