



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 20, 2018

Fred Page, Treasurer
Kelly for Congress
5221-A Cliff Gookin Blvd
Tupelo, MS 38801

Re: ADR 886 (AR 18-04)
Kelly for Congress and Fred Page, Treasurer

Dear Fred Page:

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 Office of General Counsel was based on a review of reports filed by Kelly for Congress 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 Kelly for Congress and Fred Page, 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:

Audit referred Kelly for Congress and Fred H. Page, Treasurer, (Respondents or the Committee) to the Office of General Counsel for a finding arising from the Final Audit Report approved by the Commission on June 28, 2018. The Office of General Counsel subsequently transferred the matter to the ADR Office. The audit concluded that there was an excessive contribution from a loan guarantor totaling \$49,900 and excessive contributions from individuals totaling \$25,200.

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

In a letter dated August 13, 2018, the Respondents contend that there were reporting challenges due to the hectic and short 2015 Mississippi Special Election. Additionally, the Respondents contend that the loan in question was repaid within thirty (30) days, corporate contributions were returned and redesignation and reattribution letters, signed by the contributors, resolved all of the excessive contributions by individuals. Finally, the Committee hired a Compliance firm to ensure that compliance in the future will not be a problem.

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 886**. 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