



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 10, 2019

LeRoy Hayes, Treasurer
Idaho State Democratic Party
P.O. Box 445
Boise, ID 83701

Response Due Date
May 31, 2019

Re: ADR 914 (RR 18L-21)
Idaho State Democratic Party and LeRoy Hayes, Treasurer

Dear LeRoy Hayes:

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 which was transferred to this office by the Office of General Counsel upon vote of the Commission was based on a review of reports filed by Idaho State Democratic Party 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 Idaho State Democratic Party and LeRoy Hayes, 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 Idaho State Democratic Party and LeRoy Hayes, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on its 2016 June Monthly

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
1050 FIRST STREET N.E., WASHINGTON, DC 20463
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Report, originally filed on June 20, 2016. On April 9, 2017, the Committee filed an Amended 2016 June Monthly Report including \$109,050.03 in additional receipts and \$109,768.01 in additional disbursements.

In response to the referral, the Committee stated that the failure to report the transactions was due to inadvertent oversight during the initial preparation of the report and further stated that the error was not immediately self-evident due to the “net zero effect of the errors.” The Committee additionally contended that each transaction was timely and publicly disclosed by Hillary Victory Fund and the Democratic National Committee prior to the filing of the amended report. Finally, the Committee noted that an amended report was filed within thirty days of the original omission upon immediate discovery of the error.

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 914**. 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
Director
Alternative Dispute Resolution Office