



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 6, 2019

Neil Reiff  
1090 Vermont Avenue, NW  
Suite 750  
Washington, DC 20005

Re: ADR 915  
Massachusetts Democratic State Committee and Paul Yorkis, Treasurer

Dear Mr. Reiff:

Enclosed is the signed copy of the Negotiated Settlement resolving the above-shown matter. The Negotiated Settlement was approved by the Commission on **August 30, 2019** – the effective date of the agreement.

Note the specific timeframes for compliance detailed in the agreement. **Please forward to this office, a statement confirming Respondent's compliance with each term.** The letter should note the dates on which Respondents satisfied each of the terms and contain the ADR case number. For your convenience, a compliance chart is attached.

Under the terms of the agreement, a civil penalty in the amount of \$8,000.00 is due by **September 30, 2019**. Kindly review the attached payment instructions for details on payment methods and the collection of unpaid debts.

As you are aware, the Negotiated Settlement will be made part of the record that is released to the public. The Commission will also place on the record copies of the complaint/referral, correspondence exchanged between your office and this office prior to our negotiations, and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Records Office.

This agreement resolves this matter. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

FEDERAL ELECTION COMMISSION – ALTERNATIVE DISPUTE RESOLUTION OFFICE  
1050 FIRST STREET, N.E., WASHINGTON, D.C. 20463  
TELEPHONE: 202.694.1661  
EMAIL: ADR@FEC.GOV

Sincerely,

A handwritten signature in black ink, appearing to read "K. Roche", with a stylized flourish at the end.

Krista J. Roche  
Director  
Alternative Dispute Resolution Office

Enc:

Negotiated Settlement

cc: Gwendolyn Holmes, Finance and Accounting Office



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

Case Number: ADR 915

Source: RR 18L-19

Case Name: Massachusetts Democratic State Committee

**NEGOTIATED SETTLEMENT**

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Commission entered into negotiations with Neil Reiff, Esq. representing Massachusetts Democratic State Committee and Paul G. Yorkis, in the official capacity of Treasurer (the Committee or Respondents). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

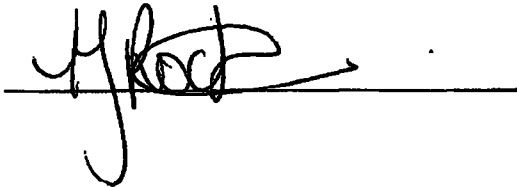
1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of Respondents. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 52 U.S.C. § 30109.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division (RAD) referred Respondents for failing to disclose all financial activity on its original 2016 September Monthly Report, filed on September 20, 2016. On December 10, 2017, the Committee filed an Amended 2016 September Monthly Report including \$260,001.53 in additional receipts.
4. Treasurers of political committees are required to report all financial activity, including all receipts, pursuant to the FECA. 52 U.S.C. §§ 30104(a)(1), 30104(b)(2), 11 C.F.R. §§ 104.1, 104.3(a).
5. Respondents state that the failure to report these transactions was in no way intentional, was caused by an inadvertent data entry error and an amended report was filed immediately upon discovery of the errors. The Committee further states that a new compliance officer, who is familiar with FEC reporting procedures, has been hired.
6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) certify the implementation of a compliance operations manual within sixty (60) days of the effective

date of this agreement; and (b) pay a civil penalty of \$8,000 within thirty (30) days of the effective date of this agreement.

7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms of this agreement as set out in paragraph 6 above, and shall certify compliance with the above settlement terms in writing to the Alternative Dispute Resolution Office on or before the date each term becomes due.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 915 (RR 18L-19), and resolves those issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

FOR THE COMMISSION:

Krista J. Roche, Director  
Alternative Dispute Resolution Office



8/30/19  
Date Signed

FOR THE RESPONDENTS:

Neil Reiff, Esq.  
Representing Massachusetts Democratic State  
Committee and Paul G. Yorkis, Treasurer

8/27/19  
Date Signed