

RAD Referral 19L-15

LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota

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**19L-15**

REPORTS ANALYSIS DIVISION REFERRAL  
TO  
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: July 2, 2019

ANALYST: Jack Baisden

I. COMMITTEE: LIUNA Minnesota & North  
Dakota/Laborers' District Council of  
Minnesota & North Dakota  
(C00684332)  
Tim Mackey, Treasurer  
81 E. Little Canada Road  
Saint Paul, MN 55117

II. RELEVANT STATUTE: 52 U.S.C. §30104(b)  
11 CFR §104.3(a)  
11 CFR §104.3(b)

III. BACKGROUND:

**Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)**

LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota ("the Committee") amended its 2018 October Quarterly Report to disclose additional receipts totaling \$300,037.07 and additional disbursements totaling \$180,059.47 which were not disclosed in the original report (Attachment 2).

On October 15, 2018, the Committee filed its original 2018 October Quarterly Report covering the period from July 1, 2018 through September 30, 2018. The report disclosed \$0.00 in receipts on Line 11(c) (Contributions from Other Political Committees), \$0.00 in receipts on Line 17 (Other Federal Receipts), and \$37,522.83 in disbursements on Line 29 (Other Disbursements) of the Detailed Summary Page (Image 201810159124962240-41, Attachment 2).

On November 19, 2018, the Committee filed an Amended 2018 October Quarterly Report. The report disclosed \$300,000.00 in receipts on Line 11(c), \$37.07 in receipts on Line 17, and \$217,582.30 in disbursements on Line 29 of the Detailed Summary Page, a

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LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota

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total increase of \$300,037.07 in receipts and an increase of \$180,059.47 in disbursements from the amounts disclosed in the original report (Image 201811199133691154-55, Attachment 2).

On March 6, 2019, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2018 October Quarterly Report, received November 19, 2018. Among other items, the RFAI requested clarification regarding the substantial increase in receipts and disbursements disclosed in the Amended 2018 October Quarterly Report (Image 201903060300034749).

On March 19, 2019, Sarah Nohrenberg, a representative of the Committee, called the RAD Analyst to discuss the RFAI sent referencing the Committee's Amended 2018 October Quarterly Report, received November 19, 2018. The RAD Analyst assisted the Committee with filing a narrative response to the RFAI, and explained the issue was time sensitive and may be referred to another office for potential further action (Attachment 3).

On March 21, 2019, Ms. Nohrenberg called the RAD Analyst for assistance uploading an FEC Form 99 (Miscellaneous Electronic Submission) to respond to the RFAI referencing the Committee's Amended 2018 October Quarterly Report, received November 19, 2018 (Attachment 3).

On the same day, the Committee filed an FEC Form 99 in response to the RFAI referencing the Amended 2018 October Quarterly Report, received November 19, 2018. The Committee stated, in part:

"The LiUNA MN & ND Federal Super PAC was opened in August of 2018 and shares a bank account with the LiUNA Minnesota Independent Expenditure Fund. At the time the LiUNA MN & ND Federal Super PAC was formed our office was transitioning Bookkeepers which is the individual responsible for Campaign Finance reporting. Sara Nohrenberg took over in handling the Campaign Finance reporting at the end of September 2018. Sara filed the first FEC report and inadvertently failed to include any receipts and only included the "federal" expenditures made out of the account which resulted in a negative ending balance. Your office brought this to our attention and Sara corrected the report by filing an amended report. The amended report provided all receipts along with all disbursements which included the "state" expenditures" (Image 201903219145904286).

On May 3, 2019, the RAD Analyst called Ms. Nohrenberg and left a voicemail explaining that the Committee was being referred to another office within the Commission for potential further action for disclosing a substantial increase in activity in their Amended 2018 October Quarterly Report. The Analyst invited the Committee to provide any further clarification they had regarding the matter (Attachment 3).

To date, no further communications have been received from the Committee regarding this matter.

O-Index (2019)															
Cmte. ID: C00684332				Cmte. Name: LIUNA MINNESOTA & NORTH DAKOTA/LABORERS' DISTRICT COUNCIL OF MINNESOTA & NORTH DAKOTA											
				Treasurer Name: MACKEY, TIM Address: 81 E. LITTLE CANADA ROAD, SAINT PAUL, MN 55117											
Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE)				Cmte. Designation: U (UNAUTHORIZED)				Filing Frequency: QUARTERLY FILER							
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
MS-T			3/21/2019	1	201903219145904286				-	-	-	-	-	-	-
Totals										\$0	\$0				

O-Index (2017-2018)															
Cmte. ID: C00684332				Cmte. Name: LIUNA MINNESOTA & NORTH DAKOTA/LABORERS' DISTRICT COUNCIL OF MINNESOTA & NORTH DAKOTA											
				Treasurer Name: MACKEY, TIM Address: 81 E. LITTLE CANADA ROAD, SAINT PAUL, MN 55117											
Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE)				Cmte. Designation: U (UNAUTHORIZED)				Filing Frequency: QUARTERLY FILER							
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
RQ1		N	8/16/2018	2	201808160300018064			8/16/2018	-	-	-	-	-	-	-
RQ2	Q3	A	3/6/2019	3	201903060300034749	7/1/2018	9/30/2018	3/6/2019	-	-	-	-	-	-	-
F3XN	Q3	N	10/15/2018	11	201810159124962238	7/1/2018	9/30/2018		\$0	\$0	\$62,156	(\$62,156)	-	-	\$0
F3XA	Q3	A	11/19/2018	27	201811199133691152	7/1/2018	9/30/2018		\$0	\$300,037	\$242,215	\$57,821	-	-	\$0
F3XN	30G	N	12/4/2018	21	201812049133960746	10/1/2018	11/26/2018		\$57,821	\$460,015	\$502,779	\$15,057	-	-	\$0
F3XN	YE	N	1/4/2019	6	201901049143727370	11/27/2018	12/31/2018		\$15,057	\$0	\$516	\$14,541	-	-	\$0
F1A		A	9/7/2018	5	201809079121656307				-	-	-	-	-	-	-
F1N		N	8/3/2018	4	201808039119349155				-	-	-	-	-	-	-
Totals										\$760,052	\$745,511				

O-Index (2015-2016)															
Cmte. ID: C00684332				Cmte. Name: LIUNA MINNESOTA & NORTH DAKOTA/LABORERS' DISTRICT COUNCIL OF MINNESOTA & NORTH DAKOTA											
				Treasurer Name: MACKEY, TIM Address: 81 E. LITTLE CANADA ROAD, SAINT PAUL, MN 55117											
Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE)				Cmte. Designation: U (UNAUTHORIZED)				Filing Frequency: QUARTERLY FILER							
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans

No records were found for this cycle.

**LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota (C00684332)**

2018 October Quarterly Report/Amended 2018 October Quarterly Report

Overview of Additional Receipts

<b>Report Line</b>	<b>Original 2018 October Quarterly Report (Image 2018101591249 62240)</b>	<b>Amended 2018 October Quarterly Report, received 11/19/2018 (Image 201811199133691154)</b>	<b>Variance Amount</b>
Line 11(c): Contributions from Other Political Committees	\$0.00	\$300,000.00	\$300,000.00
Line 17: Other Federal Receipts	\$0.00	\$37.07	\$37.07
<b>Total:</b>			<b>\$300,037.07</b>

**LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota (C00684332)**

2018 October Quarterly Report/Amended 2018 October Quarterly Report

Overview of Additional Disbursements

<b>Report Line</b>	<b>Original 2018 October Quarterly Report (Image 2018101591249 62241)</b>	<b>Amended 2018 October Quarterly Report, received 11/19/2018 (Image 201811199133691155)</b>	<b>Variance Amount</b>
Line 29: Other Disbursements	\$37,522.83	\$217,582.30	\$180,059.47
<b>Total:</b>			<b>\$180,059.47</b>