



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 17, 2019

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

Response Due Date
August 7, 2019

Re: ADR 919 (RAD 19L-15)
LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North
Dakota and Tim Mackey, Treasurer

Dear Tim Mackey:

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 (RAD) was based on a review of reports filed by LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota 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 LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota and Tim Mackey, 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:

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

RAD referred LIUNA Minnesota & North Dakota/Laborers' District Council of Minnesota & North Dakota and Tim Mackey, Treasurer (Respondents or the Committee) for failing to disclose all financial activity on its 2018 October Quarterly Report, originally filed on October 15, 2018. On November 19, 2018, the Committee filed an Amended 2018 October Quarterly Report including \$300,037.07 in additional receipts and \$180,059.47 in additional disbursements.

The Committee filed a Form 99 (Miscellaneous Electronic Submission) on November 19, 2018, stating that the failure to disclose all receipts and disbursements on the original report was due to an inadvertent administrative error. Further, the Committee noted that the original report "failed to include any receipts and only included the 'federal' expenditures," and stated that the amended report "provided all receipts along with all disbursements which included the 'state' expenditures."

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 919**. 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