



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 29, 2019

Michael Lux, Treasurer
Fair and Balanced PAC
10300 Lariston Lane
Silver Spring, MD 20903

**Response Due Date
September 20, 2019**

Re: ADR 929 (RAD 19L-26)
Fair and Balanced PAC and Michael Lux, Treasurer

Dear Michael Lux:

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 was based on a review of reports filed by Fair and Balanced PAC 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 Fair and Balanced PAC and Michael Lux, 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 Fair and Balanced PAC and Michael Lux, Treasurer (Respondents or the Committee) for failing to file three (3) 24-Hour Reports totaling \$30,500.00 to support

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE
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eighteen (18) independent expenditures disclosed on the 2018 30-Day Post-General Report.

In a Form 99 (Miscellaneous Electronic Submission) filed on April 8, 2019, the Committee stated that the failure to originally disclose the expenditures was due to an administrative oversight. The Committee further notes that upon discovery of the omission, the Form 24 was immediately amended to include the 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 929**. 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,

A handwritten signature in black ink, appearing to read "KJ Roche", with a horizontal line extending to the right.

Krista J. Roche
Director
Alternative Dispute Resolution Office