

RAD Referral 19L-27
 Conservative Triumph Fund
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19L-27

REPORTS ANALYSIS DIVISION REFERRAL

TO

ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: August 22, 2019

ANALYST: Kevin Fortkiewicz

I. COMMITTEE: Conservative Triumph Fund
 C00634717
 Ronald Ramirez, Treasurer
 PO BOX 10412
 Newport Beach, CA 92658

II. RELEVANT STATUTE: 52 U.S.C § 30104(g)(1)
 11 CFR § 104.4(c)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to File 24-Hour Report)

Conservative Triumph Fund (“the Committee”) failed to file one (1) 24-Hour Report totaling \$28,495.41 to support five (5) independent expenditures disclosed on the Amended 2018 30-Day Post-General Report, received March 23, 2019, made after the 20th day but more than 24 hours before the 2018 General Election (Attachment 2).

On December 13, 2018, the Committee filed the 2018 30-Day Post-General Report, covering the period from October 18, 2018 through November 26, 2018, which did not include a Schedule E (Itemized Independent Expenditures)¹ (Image 201812139143519640).

On March 23, 2019, the Committee filed an Amended 2018 30-Day Post-General Report. The Report included a Schedule E disclosing five (5) independent expenditures totaling \$28,495.41 made in support of five (5) federal candidates. The Committee failed

¹ The original 2018 30-Day Post-General Report disclosed five entries on Schedule B supporting Line 21(b) that were moved to Schedule E supporting Line 24 of the Amended 2018 30-Day Post-General Report.

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to file (1) 24-Hour Report to support the five (5) independent expenditures totaling \$28,495.41 for the 2018 General Election (Images 201903239145921235-37).

On May 6, 2019, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2018 30-Day Post-General Report, received March 23, 2019. The RFAI noted that the Committee may have failed to file one or more of the required 24-Hour Reports regarding independent expenditures. A chart was included with the RFAI identifying five (5) independent expenditures totaling \$28,495.41, for which a 24-Hour Report had not been filed (Images 201905060300039520-22).

On June 3, 2019, Ronald Ramirez, the Committee's Treasurer, contacted the Reports Analysis Division (RAD) Analyst through FEC Service Now asking how to respond to an RFAI. The RAD Analyst responded by explaining how a Committee can amend a report or file an FEC Form 99 (Miscellaneous Electronic Submission) in order to respond to an RFAI (Attachment 3).

On June 5, 2019, Mr. Ramirez called asking if a response to an RFAI could be emailed. The RAD Analyst responded by saying it could not and explained how a Committee could use their software to file an FEC Form 99 to respond to an RFAI (Attachment 3).

On June 7, 2019, the Committee submitted an FEC Form 99 which provided additional information in response to the RFAI referencing the Amended 2018 30-Day Post-General Report, received March 23, 2019. The FEC Form 99 stated, in full:

“The lack of a 24 hour notice for the 2018 election was due to a clerical error on our part of entering independent contributions as independent expenditures.

This has now been corrected. This same issue was the root cause behind our late filing on the Post-General Election, for which we have already received and paid a fine to the FEC.

The source of this clerical issue has now been corrected and we do not anticipate further issues going forward” (Image 201906079149967355).

On June 18, 2019, the RAD Analyst called Mr. Ramirez and received his voice mailbox. The Analyst explained that he was calling in reference to the issue on the RFAI regarding the Amended 2018 30-Day Post-General Report, received March 23, 2019, and explained it may be referred to another office within the Commission. The Analyst stated that the Committee had the option to provide additional clarifying information on the public record if it wished to do so (Attachment 3).

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

O-Index (2019-2020)																
Cmte. Type: N (NON-QUALIFIED NON-PARTY)		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	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans	
MS-T			6/7/2019	1	201906079149967355				-	-	-	-	-	-	-	
MS-T			7/27/2019	1	201907279151681465				-	-	-	-	-	-	-	
RQ2	Q2	N	7/24/2019	2	201907240300043023	4/1/2019	6/30/2019	7/24/2019	-	-	-	-	-	-	-	
F3XN	Q1	N	4/11/2019	7	201904119146068543	1/1/2019	3/31/2019		\$203,621	\$25	\$485	\$203,160	-	-	\$0	
F3XN	Q2	N	7/13/2019	12	201907139150586342	4/1/2019	6/30/2019		\$203,160	\$125	\$48,279	\$155,006	-	-	\$0	
F3XA	Q2	A	7/27/2019	12	201907279151681453	4/1/2019	6/30/2019		\$203,160	\$125	\$48,279	\$155,006	-	-	\$0	
Totals									\$150	\$48,765						

O-Index (2017-2018)																
Cmte. Type: N (NON-QUALIFIED NON-PARTY)		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	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans	
RQ2	30G	A	5/6/2019	3	201905060300039520	10/18/2018	11/26/2018	5/6/2019	-	-	-	-	-	-	-	
F3XN	Q1	N	4/12/2017	5	201704129052080436	1/1/2017	3/31/2017		\$0	\$0	\$0	\$0	-	-	\$0	
F3XN	Q2	N	7/13/2017	5	201707139066604815	4/1/2017	6/30/2017		\$0	\$0	\$0	\$0	-	-	\$0	
F3XN	Q3	N	10/12/2017	5	201710129075609516	7/1/2017	9/30/2017		\$0	\$110	\$3	\$106	-	-	\$0	
F3XN	YE	N	1/17/2018	5	201801179090423871	10/12/2017	12/31/2017		\$106	\$0	\$0	\$106	-	-	\$0	
F3XN	Q1	N	4/16/2018	5	201804169108259256	1/1/2018	3/31/2018		\$106	\$0	\$0	\$106	-	-	\$0	
F3XN	Q2	N	7/12/2018	9	201807129115366068	4/1/2018	6/30/2018		\$106	\$10,815	\$1,250	\$9,670	-	-	\$0	
F3XN	Q3	N	10/14/2018	83	201810149124739716	7/1/2018	9/30/2018		\$9,670	\$165,545	\$30,137	\$145,078	-	-	\$0	
F3XN	12G	N	11/19/2018	42	201811199133690519	10/1/2018	10/17/2018		\$145,078	\$100,601	\$13,500	\$232,179	-	-	\$0	
F3XN	30G	N	12/13/2018	8	201812139143519637	10/18/2018	11/26/2018		\$232,179	\$945	\$28,527	\$204,597	-	-	\$0	
F3XA	30G	A	3/23/2019	10	201903239145921228	10/18/2018	11/26/2018		\$232,179	\$945	\$28,527	\$204,597	-	-	\$0	
F3XN	YE	N	2/7/2019	6	201902079145475271	11/27/2018	12/31/2018		\$204,597	\$0	\$976	\$203,620	-	-	\$0	
F1A		A	3/17/2017	4	201703179050874314				-	-	-	-	-	-	-	
F1N		N	3/10/2017	4	201703109050762940				-	-	-	-	-	-	-	
F1A		A	4/14/2017	4	201704149052150186				-	-	-	-	-	-	-	
Totals									\$278,016	\$74,394						

O-Index (2015-2016)																
Cmte. Type: N (NON-QUALIFIED NON-PARTY)		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	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans	
No records were found for this cycle.																

Conservative Triumph Fund (C00634717)

Amended 2018 30-Day Post-General Report, received 3/23/2019

24-Hour Report Not Filed

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Supported	Election
Google	11/01/2018	\$1,936.10 <i>24-Hour Report Required</i>	Marsha Blackburn	2018 General
Google	11/01/2018	\$2,007.08 <i>24-Hour Report Required</i>	Mike Braun	2018 General
Google	11/01/2018	\$1,704.03 <i>24-Hour Report Required</i>	Martha McSally	2018 General
Google	11/01/2018	\$21,167.04 <i>24-Hour Report Required</i>	Ted Cruz	2018 General
Google	11/01/2018	\$1,681.16 <i>24-Hour Report Required</i>	Jim Renacci	2018 General
	Total	\$28,495.41		