



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 8, 2019

Benjamin Wakana, Treasurer  
Patients for Affordable Drugs Action  
1875 K Street NW Floor 4  
Washington, DC 20006

**Response Due Date  
October 29, 2019**

Re: ADR 931 (RAD 19L-29)  
Patients for Affordable Drugs Action and Benjamin Wakana, Treasurer

Dear Mr. Wakana:

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 Patients for Affordable Drugs Action, 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 Patients for Affordable Drugs Action and Benjamin Wakana, 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 Respondents for failing to timely file three (3) 48-Hour Reports totaling \$138,860.97 to support five (5) independent expenditures disclosed on the 2018 October Quarterly Report.

FEDERAL ELECTION COMMISSION, ALTERNATIVE DISPUTE RESOLUTION OFFICE  
1050 FIRST STREET N.E., WASHINGTON, DC 20463  
TELEPHONE: 202.694.1152  
EMAIL: ADR@FEC.GOV

On March 7, 2019, the Committee filed a Form 99 (Miscellaneous Electronic Submission) stating that they have since adopted new procedures to prevent similar errors from happening in the future including estimating costs for reporting independent expenditures at the time of dissemination to prevent late filing. In an additional Form 99 filed on May 7, 2019, the Committee stated that they have also implemented a new compliance software vendor as well as a new tracking system for Independent 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 (October 29, 2019) 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 931**. 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,

*Rosa Marshall*

Rosa Marshall  
Assistant Director  
Alternative Dispute Resolution Office