



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 21, 2020

Jennifer Jorzak
Planned Parenthood Votes
123 William St.
New York, NY 10038

Re: ADR 937 (RAD 19L-35)
Planned Parenthood Votes and Vickie Barrow-Klein, Treasurer (C00489799)

Dear Jennifer Jorzak:

Enclosed is the signed copy of the Negotiated Settlement resolving the above-shown matter. The Negotiated Settlement was approved by the Commission on July 1, 2020 – the effective date of the agreement.

Note the specific time frames for compliance detailed in the agreement. Please forward to this office, a statement confirming Respondent's compliance with each term. The letter should note the dates on which Respondents satisfied each of the terms and contain the ADR case number. For your convenience, a compliance chart is attached.

Under the terms of the agreement, a civil penalty in the amount of \$4,000 is due on July 31, 2020. Kindly review the attached payment instructions for details on payment methods and the collection of unpaid debts.

As you are aware, the Negotiated Settlement will be made part of the record that is released to the public. The Commission will also place on the record copies of the complaint/referral, correspondence exchanged between your office and this office prior to our negotiations, and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Records Office.

This agreement resolves this matter. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

A handwritten signature in black ink, appearing to read "Joshua Rebollozo". The signature is fluid and cursive, with the first name "Joshua" being more prominent than the last name "Rebollozo".

Joshua A. Rebollozo
ADR Specialist
Alternative Dispute Resolution Office

Enc: Payment Instructions
Compliance Chart
Negotiated Settlement

ADRO Civil Penalty Payment Instructions

You may remit payment by credit card, debit card, or ACH withdrawal from your bank account through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/adrrpayment to be directed to Pay.gov's FEC ADR Payment form.

Unpaid Civil Penalties

Unpaid civil money penalties will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 et seq. If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 30% of the civil money penalty amount for its collection services. If the age of the debt is greater than or equal to two years old, Treasury will charge a fee of 32% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

ADR 937 Compliance Chart

Type	Date Due
Conduct internal education program for employees or staff	7/1/2021



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Case Number: ADR 937

Source: RAD 19L-35

Case Name: Planned Parenthood Votes

NEGOTIATED SETTLEMENT

This matter was initiated by the Federal Election Commission (Commission) pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Commission entered into negotiations with B. Holly Schadler, Esq., and Jennifer Jorczak, Esq., representing Planned Parenthood Votes and Vickie Barrow-Klein, in the official capacity of Treasurer (the Committee or Respondents). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and Respondents addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 52 U.S.C. § 30109.
2. Respondents voluntarily enter into this agreement with the Commission.
3. The Reports Analysis Division (RAD) referred Respondents for failing to file or timely file two (2) 24-Hour Reports totaling \$53,842.21 to support three (3) independent expenditures disclosed on the 2018 30 Day Post-General Report.
4. A person, including a political committee, that makes or contracts to make independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the date of an election shall file a report describing the expenditures within 24 hours. 52 U.S.C. § 30104(g)(1), 11 C.F.R. § 104.4(c).
5. The Committee states that while reviewing expenditures on Election Day, it discovered it had inadvertently omitted an independent expenditure disseminated on October 29, 2018 (totaling \$49,302.21) from a 24-Hour Report. The Committee contends that it immediately filed a 24-Hour Report within the hour to disclose that expenditure. This independent expenditure was reported on Election Day upon discovery of the clerical error, and represents less than 1% of the independent expenditures the Committee made in the 2018 election cycle. The Committee also states that on December 5, 2018, while preparing the 30 Day Post-General Report, the Committee discovered that two independent expenditures disseminated on October 18, 2018 (totaling \$4,540), had been inadvertently omitted from

the 24-Hour Report filed on October 19. The Committee reported these independent expenditures on its Post-General Report filed the next day. While these independent expenditures were not reported until after the election, they represent less than 0.1% of the independent expenditures the Committee made in the 2018 election cycle. The Committee asserts finance and compliance staff responsible for the Committee's reporting (Senior Director, Financial Planning & Analysis; Associate Director of External Reporting; Finance Coordinator; Compliance Officer) participated in the FEC webinar held on December 4, 2019 and will continue to engage in ongoing training including review of the Commission's regular "Tips for Treasurers" emails. Additionally, the Committee states that it has in place a compliance manual and continues to review its reporting and training procedures, making adjustments as needed to improve reporting and compliance.

6. Respondents, in an effort to avoid similar errors in the future, agree to: (a) certify that the Committee has conducted an on-site training with those responsible for preparing and filing its reports within twelve (12) months of the effective date of this agreement; and (b) pay a civil penalty of \$4,000 within thirty (30) days of the effective date of this agreement.
7. Respondents agree that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
8. The parties agree that if Respondents fail to comply with the terms of this settlement, the Commission may submit any unpaid civil penalty to the U.S. Treasury for collection or undertake civil action in the U.S. District Court for the District of Columbia to secure compliance.
9. This agreement shall become effective on the date signed by all parties and approved by the Commission. Respondents shall comply with the terms of this agreement as set out in paragraph 6 above, and shall certify compliance with the above settlement terms in writing to the Alternative Dispute Resolution Office on or before the date each term becomes due.
10. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 937 (RAD 19L-35), and resolves those issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

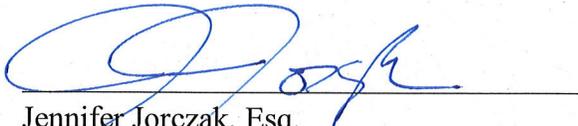
FOR THE COMMISSION:

Joshua A. Rebollozo, ADR Specialist
Alternative Dispute Resolution Office



7/1/2020
Date Signed

FOR THE RESPONDENTS:



Jennifer Jorczak, Esq.
Representing Planned Parenthood Votes
and Vickie Barrow-Klein, Treasurer

1/29/2020
Date Signed