



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

MEMORANDUM

March 9, 2020

TO: The Commission

THROUGH: Alec Palmer *AP by MAH*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Krista J. Roche *KJR*
Director, ADR Office

Rosa Marshall *RM*
Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement
ADR 946 - Utah State Democratic Committee (C00105973)
and Sheila Srivastava, Treasurer

RESOLUTION TERMS: Complete training in accordance with the Training Plan (Exhibit A of the Negotiated Settlement); develop and certify the implementation of a process to track receipt of, and response to, communications with the Commission; and pay a civil penalty of \$5,310.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 946 (AR 19-10R). The ADR Office received this referral from the Office of General Counsel on October 21, 2019.

SUMMARY: The Reports Analysis Division (RAD) referred and the Audit Division transferred the Utah State Democratic Committee and Sheila Srivastava, Treasurer, (Respondents or the Committee) for a series of reporting errors and other FECA violations during the 2017-2018 election cycle. The Committee's errors included, among other items: excessive, prohibited and other impermissible contributions and transfers; mathematical discrepancies; the failure to provide supporting schedules; the failure to properly itemize disbursements; issues with Federal Election Activity/Levin Funds; and issues with allocated federal and non-

federal activity. In addition, Respondents filed an Amended 2018 February Monthly Report containing an opening cash-on-hand discrepancy totaling \$51,637.61.

Respondents contend that there were challenges during the 2017-2018 election cycle that affected the Committee's reporting. During negotiations, the Committee filed a Form 99 (Miscellaneous Electronic Submission) to correct the public record for the 2017-2018 election cycle reporting errors. RAD reviewed the Form 99 and determined that no further corrective action is required. Respondents indicate that they will attend training and develop a process to track communications from the Commission in accordance with the terms of this agreement in order to enhance their compliance efforts.

RECOMMENDATIONS:

1. Approve the attached negotiated settlement of Utah State Democratic Committee and Sheila Srivastava, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.