

RAD Referral 19L-43
 Hotel Workers for Stronger Communities
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19L-43

REPORTS ANALYSIS DIVISION REFERRAL

TO

ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: December 6, 2019

ANALYST: Michael Dobi

I. COMMITTEE:

Hotel Workers for Stronger Communities
 C90018011
 Ian Dunford, Representative
 707 8th Ave, 2nd Floor
 New York, NY 10036

II. RELEVANT STATUTES:

52 U.S.C. § 30104(c)
 52 U.S.C. § 30104(g)(1)
 11 CFR §109.10

III. BACKGROUND:

Independent Expenditure Reporting Problems – Persons Other Than Political Committees (Form 5) (Failure to Timely File 24-Hour Reports)

Hotel Workers for Stronger Communities (“Hotel Workers”) failed to timely file four (4) 24-Hour Reports to support ten (10) independent expenditures totaling \$38,738.35, disclosed in the 2018 Year-End Report, that were made after the 20th day but more than 24 hours before the 2018 General Election (Attachment 2).

On October 27, 2018, Hotel Workers filed one (1) 24-Hour Report to support twenty-five (25) independent expenditures totaling \$40,781.79, disseminated on October 26, 2018 (Images 201810279133547716-25).

On October 28, 2018, Hotel Workers filed one (1) 24-Hour Report to support twenty-four (24) independent expenditures totaling \$24,018.82, disseminated on October 27, 2018 (Images 201810289133549351-9).

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On October 29, 2018, Hotel Workers filed one (1) 24-Hour Report to support twenty-four (24) independent expenditures totaling \$24,018.82, disseminated on October 28-29, 2018 (Images 201810299133552740-8).

On October 30, 2018, Hotel Workers filed one (1) 24-Hour Report to support twenty-four (24) independent expenditures totaling \$33,721.20, disseminated on October 29, 2018 (Images 201810309133558439-47).

On November 7, 2018, Hotel Workers amended the 24-Hour Report filed on October 27, 2018. The amendment increased the total amount of the twenty-five (25) independent expenditures, disseminated on October 26, 2018, to \$42,432.66 (Images 201811079133640298-307).

On November 19, 2018, Hotel Workers amended the 24-Hour Report filed on October 28, 2018. The amendment increased the number of independent expenditures disseminated on October 27, 2018 to twenty-five (25), and the total amount to \$42,524.79 (Images 201811199133692700-9).

On the same day, Hotel Workers amended the 24-Hour Report filed on October 29, 2018. The amendment indicated that all of the disclosed independent expenditures were disseminated on October 28, 2019, increased the number of independent expenditures to twenty-five (25), and increased the total amount to \$42,524.79 (Images 201811199133692771-80).

On the same day, Hotel Workers amended the 24-Hour Report filed on October 30, 2018. The amendment increased the number of independent expenditures disseminated on October 29, 2018 to twenty-five (25), and the total amount to \$46,274.79 (Images 201811199133795151-60).

On January 31, 2019, Hotel Workers filed its 2018 Year-End Report covering the period from January 1,²2018 through December 31, 2018. Schedule 5-E (Itemized Independent Expenditures) of the report disclosed four hundred sixty-one (461) independent expenditures totaling \$897,962.49, made in support of or in opposition to ten (10) federal candidates (Images 201901319144333478-631).

On June 21, 2019, a Request for Additional Information (RFAI) was sent to Hotel Workers referencing their 2018 Year-End Report. Among other items, the RFAI noted that Hotel Workers may have failed to timely file 24-Hour Reports for fifty-four (54) independent expenditures disclosed on Schedule 5-E of the report (Image 201906220300042009).

² While the 2018 Year-End reporting period should begin on October 1, 2018, Hotel Workers disclosed the beginning coverage date as January 1, 2018.

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On July 26, 2019, Hotel Workers filed an FEC Form 99 (Miscellaneous Electronic Submission) that clarified most of the issues cited in the June 21, 2019 RFAI, including many of the apparent late filed 24-Hour Reports. However, Hotel Workers conceded that ten (10) independent expenditures totaling \$38,738.35, disseminated on October 26th, 27th, 28th and 29th of 2018, were not included in timely filed 24-Hour Reports as either an estimated or an actual amount (Attachment 2). Hotel Workers stated, in part, "Each of these omissions was unintentional and inadvertent and resulted from untimely communications with Filer staff who were assembling and reporting the information concerning the independent expenditures" (Images 201907269151681230-2).

On July 29, 2019, Hotel Workers filed an amended 2018 Year-End Report that disclosed no changes regarding the ten (10) independent expenditures that were referenced as having late filed 24-Hour Reports in the FEC Form 99 (Image 201907299152254134).

On August 8, 2019, the Reports Analyst Division (RAD) Analyst called a representative of Hotel Workers, Ian Dunford, to notify him of the referral for the independent expenditures that were reported on amendments filed after the election, for which the entity did not provide estimated amounts prior to the election. Mr. Dunford stated that he understood and did not have any additional information to provide (Attachment 3).

To date, no additional information has been provided by Hotel Workers regarding this matter.

O-Index (2019-2020)
Cmte. ID: C90018011 Cmte. Name: HOTEL WORKERS FOR STRONGER COMMUNITIES
Treasurer Name: null Address: 707 8TH AVENUE 2ND FLOOR, NEW YORK, NY 10036

Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) 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	Ltr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
MS-T			7/26/2019	3	201907269151681230				-	-	-	-	-	-	-
MS-T			9/16/2019	1	201909169163327980				-	-	-	-	-	-	-
RQ2	48	N	8/12/2019	2	201908130300044844	6/25/2019	6/26/2019	8/12/2019	-	-	-	-	-	-	-
RQ2	48	N	8/12/2019	2	201908130300044846	6/27/2019	6/28/2019	8/12/2019	-	-	-	-	-	-	-
RQ2	Q2	N	8/12/2019	4	201908130300044848	4/1/2019	6/30/2019	8/12/2019	-	-	-	-	-	-	-
F5N	48	N	7/16/2019	2	201907169151364995	6/25/2019	6/26/2019		-	\$0	\$27,500	-	-	-	-
F5A	48	A	9/16/2019	5	201909169163327064	6/25/2019	6/26/2019		-	\$0	\$27,500	-	-	-	-
F5N	48	N	7/16/2019	2	201907169151365042	6/27/2019	6/28/2019		-	\$0	\$22,500	-	-	-	-
F5A	48	A	9/16/2019	5	201909169163327520	6/27/2019	6/28/2019		-	\$0	\$22,500	-	-	-	-
F5N	Q2	N	7/16/2019	3	201907169151364950	4/1/2019	6/30/2019		-	\$0	\$50,000	-	-	-	-
F5A	Q2	A	9/16/2019	9	201909169163327961	4/1/2019	6/30/2019		-	\$0	\$50,000	-	-	-	-
Totals										\$0	\$200,000				

O-Index (2017-2018)
Cmte. ID: C90018011 Cmte. Name: HOTEL WORKERS FOR STRONGER COMMUNITIES
Treasurer Name: null Address: 707 8TH AVENUE 2ND FLOOR, NEW YORK, NY 10036

Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) 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	Ltr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
RQ2	24	N	11/9/2018	2	201811110300025134	10/18/2018	10/18/2018	11/9/2018	-	-	-	-	-	-	-
RQ2	24	N	11/16/2018	2	201811170300025532	10/18/2018	10/18/2018	11/16/2018	-	-	-	-	-	-	-
RQ2	YE	N	6/21/2019	9	201906220300042009	1/1/2018	12/31/2018	6/21/2019	-	-	-	-	-	-	-
F5N	48	N	10/11/2018	2	201810129124496866	10/9/2018	10/9/2018		-	\$0	\$20,404	-	-	-	-
F5N	48	N	10/13/2018	4	201810159124813298	10/13/2018	10/13/2018		-	\$0	\$33,666	-	-	-	-
F5N	48	N	10/14/2018	7	201810159124807793	10/14/2018	10/14/2018		-	\$0	\$65,683	-	-	-	-
F5N	48	N	10/15/2018	4	201810159124951060	10/15/2018	10/15/2018		-	\$0	\$21,669	-	-	-	-
F5N	48	N	10/16/2018	6	201810169125557540	10/16/2018	10/16/2018		-	\$0	\$46,164	-	-	-	-
F5N	48	N	10/17/2018	5	201810179125598185	10/17/2018	10/17/2018		-	\$0	\$32,540	-	-	-	-
F5A	24	A	12/6/2018	7	201812069134467481	10/18/2018	10/18/2018		-	\$0	\$87,328	-	-	-	-
F5A	24	A	12/6/2018	7	201812069134475652	10/18/2018	10/18/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/19/2018	7	201810199125661319	10/18/2018	10/18/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/18/2018	7	201810189125619207	10/18/2018	10/18/2018		-	\$0	\$87,328	-	-	-	-
F5N	24	N	10/20/2018	7	201810209125921211	10/19/2018	10/19/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/21/2018	7	201810219128311944	10/20/2018	10/20/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/22/2018	7	201810229130597092	10/21/2018	10/21/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/23/2018	7	201810239130777347	10/22/2018	10/22/2018		-	\$0	\$37,540	-	-	-	-
F5N	24	N	10/24/2018	9	201810249130841341	10/23/2018	10/23/2018		-	\$0	\$40,754	-	-	-	-
F5N	24	N	10/25/2018	9	201810259133340935	10/24/2018	10/24/2018		-	\$0	\$48,354	-	-	-	-
F5N	24	N	10/26/2018	9	201810269133543708	10/25/2018	10/25/2018		-	\$0	\$40,781	-	-	-	-
F5N	24	N	10/27/2018	10	201810279133547716	10/26/2018	10/26/2018		-	\$0	\$40,781	-	-	-	-
F5A	24	A	11/7/2018	10	201811079133640298	10/26/2018	10/26/2018		-	\$0	\$42,432	-	-	-	-
F5N	24	N	10/28/2018	9	201810289133549351	10/27/2018	10/27/2018		-	\$0	\$24,018	-	-	-	-
F5A	24	A	11/19/2018	10	201811199133692700	10/27/2018	10/27/2018		-	\$0	\$42,524	-	-	-	-
F5N	24	N	10/29/2018	9	201810299133552740	10/28/2018	10/28/2018		-	\$0	\$24,018	-	-	-	-
F5A	24	A	11/19/2018	10	201811199133692771	10/28/2018	10/28/2018		-	\$0	\$42,524	-	-	-	-

F5N	24	N	10/30/2018	9	201810309133558439	10/29/2018	10/29/2018	-	\$0	\$33,721	-	-	-	-
F5A	24	A	11/19/2018	10	201811199133795151	10/29/2018	10/29/2018	-	\$0	\$46,274	-	-	-	-
F5N	24	N	11/1/2018	9	201811019133575659	10/30/2018	10/30/2018	-	\$0	\$26,721	-	-	-	-
F5N	24	N	11/1/2018	8	201811019133576165	10/31/2018	10/31/2018	-	\$0	\$25,921	-	-	-	-
F5N	24	N	11/2/2018	8	201811029133577444	11/1/2018	11/1/2018	-	\$0	\$25,921	-	-	-	-
F5N	24	N	11/3/2018	8	201811039133585723	11/2/2018	11/2/2018	-	\$0	\$25,921	-	-	-	-
F5N	24	N	11/4/2018	8	201811049133587022	11/3/2018	11/3/2018	-	\$0	\$19,968	-	-	-	-
F5N	24	N	11/5/2018	8	201811059133589374	11/4/2018	11/4/2018	-	\$0	\$19,968	-	-	-	-
F5N	YE	N	1/31/2019	157	20190131914433475	1/1/2018	12/31/2018	-	\$2,000,000	\$897,962	-	-	-	-
F5A	YE	A	7/29/2019	187	201907299152254134	1/1/2018	12/31/2018	-	\$2,000,000	\$983,327	-	-	-	-
Totals									\$4,000,000	\$3,071,929				

O-Index (2015-2016)

Cmte. ID: C90018011 Cmte. Name: HOTEL WORKERS FOR STRONGER COMMUNITIES

Treasurer Name: null **Address: 707 8TH AVENUE 2ND FLOOR, NEW YORK, NY 10036**

URE - PERSON OR GROUP NOT A COMMITTEE) Cmte. Designation: U (UNAUTHORIZED)

Cmte. Type: I (INDEPENDENT EXPENDITURE - PERSON OR GROUP NOT A COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER

No records were found for this cycle.

Form Tp Rpt Tp A/l Recpt Dt Pgs Begin Img# Beg Cvg Dt End Cvg Dt Ltr Mail Dt Begin Cash Recpts Disb End Cash Debits Loans Debts & Loans

Hotel Workers for Stronger Communities (C90018011)
 2018 Year-End Report, received 1/31/2019

24-Hour Reports Not Timely Filed

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Supported/ Opposed	State and Date of Election	24-Hour Report Filed
Metropolitan Public Strategies	10/26/2018	\$1,077.61 <i>24-Hour Report Required</i>	Anthony Brindisi	New York - 2018 General (11/6/2018)	11/7/2018
Metropolitan Public Strategies	10/27/2018	\$2,035.72 <i>24-Hour Report Required</i>	John M Katko	New York - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/27/2018	\$5,258.93 <i>24-Hour Report Required</i>	Thomas MacArthur	New Jersey - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/27/2018	\$5,258.93 <i>24-Hour Report Required</i>	Leonard Lance	New Jersey - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/28/2018	\$2,035.72 <i>24-Hour Report Required</i>	John M Katko	New York - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/28/2018	\$5,258.93 <i>24-Hour Report Required</i>	Thomas MacArthur	New York - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/28/2018	\$5,258.93 <i>24-Hour Report Required</i>	Leonard Lance	New Jersey - 2018 General (11/6/2018)	11/19/2018

Metropolitan Public Strategies	10/29/2018	\$2,035.72 <i>24-Hour Report Required</i>	John M Katko	New York - 2018 General (11/6/2018)	11/1 9/2018
Metropolitan Public Strategies	10/29/2018	\$5,258.93 <i>24-Hour Report Required</i>	Thomas MacArthur	New York - 2018 General (11/6/2018)	11/19/2018
Metropolitan Public Strategies	10/29/2018	\$5,258.93 <i>24-Hour Report Required</i>	Leonard Lance	New Jersey - 2018 General (11/6/2018)	11/19/2018