



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 27, 2020

Case Action Fund
801 N 2nd Avenue
Phoenix, AZ 85003

Response Due Date
June 17, 2020

Re: ADR 964 (RAD 20L-08)
Case Action Fund (C90016627)

Dear Respondent:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The Reports Analysis Division (RAD) based the referral on a review of reports filed by Case Action Fund, 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 Case Action Fund (Respondent). 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 Case Action Fund (Respondent) for disclosing one hundred one (101) independent expenditures totaling \$133,427.52 made prior to the 2018 General Election, after the election. Respondent did not disclose these expenditures on 24- or 48-Hour Reports, and only disclosed them on the 2018 Year-End Report.

Respondent filed a Form 99 (Miscellaneous Electronic Submission) on February 28, 2020, stating, in part, that the dissemination date for the independent expenditures is unknown, so an amendment cannot be filed.

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 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 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 is designated as **ADR 964**. 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
Assistant Director
Alternative Dispute Resolution Office