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By Office of the Commission Secretary at 4:22 pm, Sep 16, 2020

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463**SENSITIVE****MEMORANDUM**

September 16, 2020

TO: The Commission

THROUGH: Alec Palmer *AP*  
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 964 - Case Action Fund (C90016627)

RESOLUTION TERMS: Certify that a representative participated in an FEC training program; develop and certify implementation of a compliance operations manual; and pay a civil penalty of \$6,650.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 964 (RAD 20L-08). The ADR Office received this referral on May 6, 2020.

**SUMMARY:** The Reports Analysis Division (RAD) referred Case Action Fund (Respondent) for disclosing 101 independent expenditures totaling \$133,427.52 made prior to the 2018 General Election, after the election. The Respondent disclosed the expenditures on their 2018 Year-End Report and did not disclose these expenditures on 24- or 48-Hour Reports.

During negotiations on July 16, 2020, the Respondent stated that the failure to file 24- or 48-Hour Reports was due to understaffing and a lack of understanding regarding the independent expenditure reporting process. The Respondent has since hired additional staff and a compliance firm to assist with their filings.

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**RECOMMENDATIONS:**

1. Approve the attached negotiated settlement of Case Action Fund.
2. Approve the appropriate letters.
3. Close the file on this matter.