



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 10, 2020

Christopher Marston, Treasurer
Liberty for Us Super PAC
PO Box 26141
Alexandria, VA 22313

Response Due Date
August 2, 2020

Re: ADR 967 (P-MUR 633) & ADR 969 (RAD 20L-12)
Liberty for Us Super PAC and Christopher Marston, Treasurer (C00676429)

Dear Christopher Marston:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Office of General Counsel (P-MUR 633) was based on a *sua sponte* submission filed by Liberty for Us Super PAC which reflects a possible failure to comply with the Federal Election Campaign Act of 1971, as amended. The referral by the Reports Analysis Division was based on a review of reports filed by Liberty for Us Super PAC 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 Liberty for Us Super PAC and Christopher Marston, Treasurer (Respondents or the Committee). 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 Liberty for Us Super PAC and Chris Marston, Treasurer (Respondents or the Committee) for failing to timely file a total of six (6) 48-Hour Reports supporting eight (8) independent expenditures totaling \$153,400 disclosed on the 2018 July Quarterly Report and the 2018 October Quarterly Report. RAD additionally referred the Committee for failing to disclose additional receipts totaling \$58,000 and additional disbursements totaling \$217,474.53 on the Committee's 2018 July Quarterly Report and 2018 October Quarterly Report combined.

In a *sua sponte* submission previously filed on April 6, 2020, the Committee affirms the information included in the RAD referral and further states that the Committee has filed amended reports correcting the reporting errors and provided explanatory text about what happened.

The Committee additionally states that it has since corrected additional reporting errors that were not included in the RAD referral including failing to include the Speech Now v. FEC language in its Statement of Organization, inadvertently filing its 2018 July Quarterly Report on the FEC Form 3 instead of the FEC Form 3X, submitting the 2018 October Quarterly Report without the signature of an authorized individual, failing to file the 2018 30-Day Post General Report and the 2018 Year-End Report, as well as inadvertently disclosing non-federal activity on Schedule E.

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 affirmatively 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 has been designated as **ADR 967** and **ADR 969**. 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,



Joshua A. Rebollozo
ADR Specialist
Alternative Dispute Resolution Office