

20L-18

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: September 15, 2020

ANALYST: Terez Ray

I. COMMITTEE: Free Forever Political Action Committee
C00721910
Patrick Krason, Treasurer
1506 Kanawha Blvd W
Charleston, WV 25387

II. RELEVANT STATUTE: 52 U.S.C. § 30104(g)(2)
11 CFR § 104.4(b)(2)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Timely File 48-Hour Reports)

Free Forever Political Action Committee (“the Committee”) failed to timely file one (1) 48-Hour Report totaling \$110,050.00 to support four (4) independent expenditures disclosed in the 2020 April Quarterly Report, made up to and including the 20th day before the 2020 Primary Election held in the state of Kansas (Attachment 2).

On April 15, 2020, the Committee filed the original 2020 April Quarterly Report covering the period from January 1, 2020 through March 31, 2020. The report included a Schedule E (Itemized Independent Expenditures) disclosing four (4) independent expenditures, totaling \$110,050.00, made in opposition to one (1) federal candidate (Images 202004159219592770-71).

On May 21, 2020, a Request for Additional Information (RFAI) was sent to the Committee referencing the 2020 April Quarterly Report. The RFAI noted that the Committee may have failed to file one (1) or more of the required 48-Hour Reports for

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independent expenditures disclosed in the report. A chart was included with the RFAI identifying the four (4) independent expenditures totaling \$110,050.00, for which a 48-Hour Report had not been filed (Images 202005210300071509-11).

On June 30, 2020, the Committee filed an Amended 2020 April Quarterly Report. The report disclosed no change to Schedule E from the original report (Images 202006309244226717-18).

On the same date, the Committee filed one (1) 48-Hour Report to support four (4) independent expenditures, totaling \$110,050.00, disseminated on March 9, 2020. A memo text was included with the report stating, in part:

“This report is being filed in response to the RFAI recieved [sic] 5/21/2020. There was an oversight and this was not filed in a timely manner on the 48 hr form but was properly disclosed on the quarterly report. New procedures have ben [sic] put in place [sic] to keep this from happening again” (Images 202006309244226704-06).

Later on the same date, the Committee filed an FEC Form 99 (Miscellaneous Electronic Submission) in response to the RFAI referencing the 2020 April Quarterly Report. The Committee stated, in part:

“An Amended Q2 2020 Report was filed as well as a 48 hr Report from Q2. This report is being filed in response to the RFAI recieved [sic] 5/21/2020. There was an oversight on our end by myself. The 48hr Notice was not filed in a timely fashion. It was properly disclosed on the quarterly report. New procedures have been put in place to keep this from happening again” (Image 202006309244226743).

On July 7, 2020, the Reports Analysis Division (RAD) Analyst attempted to call Patrick Krason, the Committee’s Treasurer, using the phone number disclosed on the Statement of Organization (“FEC Form 1”); however, the phone number had been disconnected (Attachment 3).

On the same date, the Analyst emailed Mr. Krason to inform him that the outstanding matter relating to the late 48-Hour Report for independent expenditures disclosed in the 2020 April Quarterly Report may be referred to another Commission office for potential further action. The email requested Mr. Krason call the Analyst to discuss the matter (Attachment 3).

Later the same day, Mr. Krason called the RAD Analyst. The Analyst explained the Committee’s failure to timely file the 48-Hour Report may be referred to another Commission office for potential further action. The Analyst explained that Mr. Krason could provide an additional FEC Form 99 with clarifying information. Mr. Krason explained that he had already filed an FEC Form 99 and amended the 2020 April Quarterly

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Report. Mr. Krason said he had nothing else to clarify on the issue, but he would amend the FEC Form 1 to provide a current phone number (Attachment 3).

To date, no further communications have been received from the Committee regarding this matter.

O-Index

9/14/2020 12:34 PM

O-Index (2019-2020)															
Cmte. ID: C00721910 Cmte. Name: FREE FOREVER POLITICAL ACTION COMMITTEE															
Treasurer Name: KRASON, PATRICK Address: 1506 KANAWHA BLVD W, CHARLESTON, WV 25387															
Cmte. Type: V (NON-QUALIFIED NON-PARTY WITH NON-CONTRIBUTION ACCOUNT) 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			6/30/2020	1	202006309244226743				-	-	-	-	-	-	-
RQ2	Q1	N	5/21/2020	3	202005210300071509	1/1/2020	3/31/2020	5/21/2020	-	-	-	-	-	-	-
F3XN	YE	N	1/31/2020	7	202001319184779566	10/6/2019	12/31/2019		\$0	\$105,100	\$44,625	\$60,475	-	-	\$0
F3XN	Q1	N	4/15/2020	10	202004159219592762	1/1/2020	3/31/2020		\$60,475	\$250,000	\$140,038	\$170,436	-	-	\$0
F3XA	Q1	A	6/30/2020	10	202006309244226709	1/1/2020	3/31/2020		\$60,475	\$250,000	\$140,038	\$170,436	-	-	\$0
F3XN	Q2	N	7/15/2020	9	202007159250154739	4/1/2020	6/30/2020		\$170,436	\$527,500	\$95,122	\$602,814	-	-	\$0
F24N	24		7/8/2020	1	202007089244390057				-	-	-	-	-	-	-
F24N	24		7/13/2020	1	202007139244519407				-	-	-	-	-	-	-
F1A		A	7/8/2020	5	202007089244368576				-	-	-	-	-	-	-
F24N	24		7/22/2020	1	202007229260744152				-	-	-	-	-	-	-
F24N	24		7/30/2020	1	202007309261197130				-	-	-	-	-	-	-
F24N	24		7/31/2020	1	202007319261201920				-	-	-	-	-	-	-
F24N	24		7/28/2020	1	202007289261174814				-	-	-	-	-	-	-
F24N	24		7/29/2020	1	202007299261188872				-	-	-	-	-	-	-
F24N	24		7/19/2020	1	202007199250407699				-	-	-	-	-	-	-
F1A		A	10/16/2019	5	201910169164949260				-	-	-	-	-	-	-
F1A		A	4/27/2020	5	202004279232318883				-	-	-	-	-	-	-
F24N	48		5/5/2020	2	2020050592332367446				-	-	-	-	-	-	-
F24N	48		6/30/2020	3	202006309244226704				-	-	-	-	-	-	-
F24N	24		7/17/2020	2	202007179250402031				-	-	-	-	-	-	-
F24N	24		7/15/2020	1	202007159250156611				-	-	-	-	-	-	-
F1N		N	10/6/2019	5	201910069163757317				-	-	-	-	-	-	-
F1A		A	10/21/2019	5	201910219165266103				-	-	-	-	-	-	-
Totals										\$882,600	\$279,785				

O-Index (2017-2018)															
Cmte. ID: C00721910 Cmte. Name: FREE FOREVER POLITICAL ACTION COMMITTEE															
Treasurer Name: KRASON, PATRICK Address: 1506 KANAWHA BLVD W, CHARLESTON, WV 25387															
Cmte. Type: V (NON-QUALIFIED NON-PARTY WITH NON-CONTRIBUTION ACCOUNT) 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

No records were found for this cycle.

O-Index (2015-2016)															
Cmte. ID: C00721910 Cmte. Name: FREE FOREVER POLITICAL ACTION COMMITTEE															
Treasurer Name: KRASON, PATRICK Address: 1506 KANAWHA BLVD W, CHARLESTON, WV 25387															
Cmte. Type: V (NON-QUALIFIED NON-PARTY WITH NON-CONTRIBUTION ACCOUNT) 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

No records were found for this cycle.

Free Forever Political Action Committee (C00721910)

2020 April Quarterly Report, received 4/15/2020

48-Hour Report Not Timely Filed

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Opposed	State and Date of Election	48-Hour Report Filed
Magnolia Media	3/9/2020	\$70,050.00	Roger W. Marshall	Kansas - 2020 Primary (8/4/2020)	6/30/2020
Red Dog Media	3/9/2020	\$5,000.00	Roger W. Marshall	Kansas - 2020 Primary (8/4/2020)	6/30/2020
Red Dog Media	3/9/2020	\$5,000.00	Roger W. Marshall	Kansas - 2020 Primary (8/4/2020)	6/30/2020
Red Dog Media	3/9/2020	\$30,000.00 <i>48-Hour Report Required</i>	Roger W. Marshall	Kansas - 2020 Primary (8/4/2020)	6/30/2020