



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 31, 2021

K. William Bailey  
1425 Saunders Drive  
Wooster, OH 46691

Re: ADR 982 (642)  
Wayne County Democratic Party and K. William Bailey, Chairman

Dear K. William Bailey:

Enclosed is the signed copy of the Negotiated Settlement resolving the above-shown matter. The Negotiated Settlement was approved by the Commission on August 30, 2021 – the effective date of the agreement.

Note the specific time frames for compliance detailed in the agreement. Please forward to this office, a statement confirming Respondent's compliance with each term. The letter should note the dates on which Respondents satisfied each of the terms and contain the ADR case number. For your convenience, a compliance chart is attached.

As you are aware, the Negotiated Settlement will be made part of the record that is released to the public. The Commission will also place on the record copies of the complaint/referral, correspondence exchanged between your office and this office prior to our negotiations, and reports prepared for the Commission by this office to assist in its consideration of this matter. The Commission is obliged by Federal statute to place on the public record documents in closed enforcement and alternative dispute resolution cases; accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Records Office.

This agreement resolves this matter. I appreciate your assistance in effectively resolving this matter and bringing the case to a mutually acceptable conclusion.

Sincerely,

A handwritten signature in cursive script that reads "Rosa Marshall".

Rosa Marshall  
Assistant Director  
Alternative Dispute Resolution Office



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**Training Plan  
Wayne County Democratic Party  
Exhibit A**

K. William Bailey  
Wayne County Democratic Party  
P.O. Box 1257  
Wooster, OH 44691

Re: ADR 982: Wayne County Democratic Party

Below is a general overview of the training that the Wayne County Democratic Party will complete per the Negotiated Settlement.

- I. Local Party 101 – Ways to Support Federal Candidates**
- II. Permissible Federal Funds**
- III. FEC Registration Thresholds and Contribution Limits**
- IV. Register with the FEC**
- V. Best Practices for FEC Compliance**

The estimated timeframe for training is approximately one to two hours. Please contact Rosa Marshall at (202) 694-1152 within thirty (30) days of the effective date of this agreement to provide attendee information and schedule a training date and time.

**ADR 982 Compliance Chart**

<b>Type</b>	<b>Date Due</b>
Attend an FEC Training	2/28/2022



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Case Number: ADR 982

Source: P-MUR 642

Case Name: Wayne County Democratic Party

## NEGOTIATED SETTLEMENT

This matter was initiated by a *sua sponte* submission. Following review of the matter, and in an effort to promote compliance with the Federal Election Campaign Act of 1971, as amended, (FECA) and resolve this matter, the Federal Election Commission (Commission) entered into negotiations with K. William Bailey representing Wayne County Democratic Party (the Organization or Respondent). It is understood that this agreement will have no precedential value relative to any other matters coming before the Commission.

Negotiations between the Commission and the Respondent addressed the issues raised in this referral. The parties agree to resolve the matter according to the following terms:

1. The Commission entered into this agreement as part of its responsibility for administering the FECA, and in an effort to promote compliance on the part of the Respondent. The Commission's use of alternative dispute resolution procedures (ADR) is guided by "The Administrative Dispute Resolution Act of 1996," 5 U.S.C. § 572 and is an extension of 52 U.S.C. § 30109.
2. The Respondent voluntarily enters into this agreement with the Commission.
3. On October 6, 2020, a *sua sponte* submission was filed by K. William Bailey, Chair of the Wayne County Democratic Party. Wayne County Democratic Party is a local political committee in the state of Ohio and is not registered with the Commission. According to the submission, the Respondent made expenditures totaling \$15,356.56 in connection with a federal election. These expenditures are considered exempt party activity. The expenditures exceeded \$5,000 during a calendar year, and therefore, trigger political committee status on the part of the Respondent. The expenditures also exceed the \$5,000 per election contribution limit for political party committees making contributions to an authorized political committee.
4. The Act defines a "political committee" to include any local committee of a political party committee which receives contributions aggregating in excess of \$5,000 during a calendar year or makes payments exempted from the definition of contribution or expenditure as defined in paragraphs (8) and (9) of 52 U.S.C. §30101 aggregating in excess of \$5,000 during a calendar year, or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year. 52 U.S.C. §30101(4), §30101(20)(B) and 11 C.F.R. § 100.5(c). After the committee crosses that threshold, it must register within 10 days and periodically report all financial activities. 11 C.F.R §102.1(d).

5. During the 2019-2020 election cycle, no political party committee shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$5,000. 52 U.S.C. § 30116 (a), 11 C.F.R. § 110.2(b).
6. The Respondent states that the violations were not intentional and filed the submission as soon as they were made aware of the issue. On December 29, 2020, the Respondent contacted the recipient committee of the excessive contribution and requested that either a refund be issued, or funds be transferred to an account not used to influence federal elections.
7. The Respondent, in an effort to resolve this matter, agrees to: (a) complete training in accordance with the Training Plan (Exhibit A) within six (6) months of the effective date of this agreement; and (b) send the recipient committee of the excessive contribution a second request within thirty (30) days of the effective date of this agreement if a refund has not been issued.
8. The Respondent agrees that all information provided to resolve this matter is true and accurate to the best of their knowledge and that they sign this agreement under penalty of perjury pursuant to 28 U.S.C. § 1746.
9. The parties agree that if the Respondent fails to comply with the terms of this settlement, the Commission may undertake civil action in the U.S. District Court for the District of Columbia to secure compliance. Unpaid civil money penalties are subject to the Debt Collection Act of 1982 as amended by the Debt Collection Improvement Act of 1996 (DCIA), 31 U.S.C. § 3701 et seq. The Commission will transfer debt to the United States Department of the Treasury (Treasury) for collection.
10. This agreement shall become effective on the date signed by all parties and approved by the Commission. The Respondent shall comply with the terms of this agreement as set out in paragraph 7 above, and shall certify compliance with the above settlement terms in writing to the Alternative Dispute Resolution Office on or before the date each term becomes due.
11. This Negotiated Settlement constitutes the entire agreement between the parties on ADR 982 (P-MUR 642), and resolves those issues identified in paragraph 3 above. No other statement, promise or agreement, either written or oral, made by either party, not included herein, shall be enforceable.

FOR THE COMMISSION:

Rosa Marshall, Assistant Director  
Alternative Dispute Resolution Office

Rosa Marshall

8/30/2021

Date Signed

FOR THE RESPONDENT:

K. William Bailey  
K. William Bailey, Chair  
Representing Wayne County Democratic Party

3-3-21  
Date Signed