

REPORTS ANALYSIS DIVISION REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: October 15, 2010

ANALYST: Kendra Hannan

I. COMMITTEE: Gregory Brown for Congress
C00481804
Carol Bausinger, Treasurer
1623 Pickens Street
Columbia, SC 29201

II. RELEVANT STATUTES: 2 U.S.C. § 434(b)
11 CFR § 104.3
11 CFR § 104.12

III. BACKGROUND:

Failure to Provide Supporting Schedules (First Report with Initial Balance, Negative Ending Cash-on-Hand, and Increased Activity on Amended Report)

Gregory Brown for Congress ("the Committee") failed to correct an initial cash balance of \$10,000.00 and a negative ending cash-on-hand balance of \$54,118.45 disclosed on their first report filed, the 2010 April Quarterly Report.

On June 10, 2010, the Committee filed the 2010 April Quarterly Report covering the period from January 1, 2010 through March 31, 2010. This report, which was the first report filed by the Committee since its inception, disclosed an initial cash balance of \$10,000.00 on Line 23 (Cash on Hand at Beginning of Reporting Period) and a negative ending cash-on-hand balance of \$35,164.65 on Line 27 (Cash on Hand at Close of Reporting Period) of the Detailed Summary Page (Image 10930808312).

On June 20, 2010, the Committee filed an Amended 2010 April Quarterly Report disclosing an initial cash balance of \$10,000.00 on Line 23 and a negative ending cash-on-hand balance of \$54,118.45 on Line 27 of the Detailed Summary Page (Image 10930845343).

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On July 1, 2010, a Request for Additional Information (RAI) was sent to the Committee referencing the 2010 Amended April Quarterly Report. The RAI pointed out the initial cash balance and negative ending cash-on-hand balance, among other issues (Image 10030354585).

On July 27, 2010, a Reports Analysis Division (RAD) Analyst ("the Analyst") received a call from Carol Bausinger, Treasurer, inquiring about terminating the Committee. The Analyst informed her of the steps necessary to terminate the Committee and advised her to file a termination report using the coverage dates of July 1, 2010 through the date of filing the report (Attachment 2).

On July 28, 2010, the Committee filed a Termination Report covering the period from July 1, 2010 through July 28, 2010 (Image 10991028620).

On August 5, 2010, an RAI was sent to the Committee referencing the Termination Report. The RAI explained that preliminary review of the report raised questions concerning the request to terminate. It stated that the Committee must file amendments to correct problems on the Amended 2010 April and July Quarterly Reports (Images 10330001409).

On September 3, 2010, a RAD Analyst attempted to call Ms. Haminger to inform her of possible further Commission action due to the uncorrected issues described above. The Analyst used the phone number listed on the Committee's Statement of Organization (FEC Form 1). The number was no longer in service, so a message could not be left (Attachment 2).

On the same day, a RAD Analyst attempted to email Nickie Grant, who was listed on the Committee's FEC Form 1 as the Custodian of Records. The email informed her of the pending matter and explained that RAD needed a response in order to prevent a referral for further Commission action. The email was subsequently returned as undeliverable (Attachment 2).

On September 21, 2010, a RAD Analyst attempted to call Ms. Bausinger using a phone number obtained via an internet search. The number was not in service; therefore, the Analyst was unable to reach her (Attachment 2).

On the same day, a RAD Analyst attempted to contact Gregory A. Brown ("the Candidate") to inform him of the possible pending action by the Commission using a number obtained via an internet search. The number was for a fax machine so the Analyst could not contact the Candidate (Attachment 2).

On September 28, 2010, a RAD Analyst conducted a reverse address search of the address listed on the Statement of Candidacy (FEC Form 2), established that the address was for the Candidate's business, "Keynote Enterprise," and left a message. The Analyst explained that several attempts had been made to reach the Committee's

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Treasurer and that the Committee could not terminate until outstanding issues addressed in RFAIs referencing the Amended 2010 April and July Quarterly Reports were corrected. The Analyst stated that the Committee may be referred for further Commission action if the message was not returned (Attachment 2).

Mathematical Discrepancies (Beginning Cash Discrepancy)

The Committee failed to correct a beginning cash-on-hand balance discrepancy of \$54,118.45 between the Amended 2010 April Quarterly Report and Amended 2010 July Quarterly Report (Attachment 3).

On June 10, 2010 the Committee filed the 2010 July Quarterly Report covering the period from April 1, 2010 through June 30, 2010. The report disclosed a beginning cash-on-hand balance of \$0.00 on Line 23 (Cash on Hand at Beginning of Reporting Period) of the Detailed Summary Page, a discrepancy of \$54,118.45 from the amount disclosed on Line 27 (Cash on Hand at Close of Reporting Period) of the Detailed Summary Page of the Amended 2010 April Quarterly Report (Image 10930808302).

On June 11 and June 20, 2010, the Committee filed Amended 2010 July Quarterly Reports disclosing no change in the beginning cash-on-hand balance from the amount reported on the original report (Images 10930808580 and 10930850532, and Attachment 3).

On July 1, 2010, an RFAI was sent to the Committee referencing the Amended 2010 July Quarterly Report, received June 20, 2010. The RFAI explained that the beginning cash-on-hand balance of the report did not equal the ending cash-on-hand balance of the Amended 2010 April Quarterly Report (Image 10030354585).

On July 27, 2010, a Reports Analysis Division (RAD) Analyst ("the Analyst") received a call from Carol Bausinger, Treasurer, inquiring about terminating the Committee. The Analyst informed her of the steps necessary to terminate the Committee and advised her to file a termination report using the coverage dates of July 1, 2010 through the date of filing the report (Attachment 2).

On July 28, 2010, the Committee filed a Termination Report covering the period from July 1, 2010 through July 28, 2010 (Image 10991028620).

On August 5, 2010, an RFAI was sent to the Committee referencing the Termination Report. The RFAI explained that preliminary review of the report raised questions concerning the request to terminate. It stated that the Committee must file amendments to correct problems on the Amended 2010 April and July Quarterly Reports (Image 10330001409).

On September 3, 2010, a RAD Analyst attempted to call Ms. Bausinger to inform her of possible further Commission action due to the uncorrected issues described above. The Analyst used the phone number listed on the Committee's Statement of Organization

(FEC Form 1). The number was no longer in service, so a message could not be left (Attachment 2).

On the same day, a RAD Analyst attempted to email Nickie Grant, who was listed on the Committee's FEC Form 1 as the Custodian of Records. The email informed her of the pending matter and explained that RAD needed a response in order to prevent a referral for further Commission action. The email was subsequently returned as undeliverable (Attachment 2).

On September 21, 2010, a RAD Analyst attempted to call Ms. Bausinger using a phone number obtained via an internet search. The number was not in service; therefore, the Analyst was unable to reach her (Attachment 2).

On the same day, a RAD Analyst attempted to contact Gregory A. Brown ("the Candidate") to inform him of the possible pending action by the Commission using a number obtained via an internet search. The number was for a fax machine so the Analyst could not contact the Candidate (Attachment 2).

On September 28, 2010, a RAD Analyst conducted a reverse address search of the address listed on the Statement of Candidacy (FEC Form 2), established that the address was for the Candidate's business, "Keystone Enterprise," and left a message. The Analyst explained that several attempts had been made to reach the Committee's Treasurer and that the Committee could not terminate until outstanding issues addressed in RFAs referencing the Amended 2010 April and July Quarterly Reports were corrected. The Analyst stated that the Committee may be referred for further Commission action if the message was not returned (Attachment 2).

To date, no further communications have been received from the Committee regarding these matters.

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Gregory Brown for Congress (C00481804)
Amended 2010 April Quarterly Report, received 6/20/10
Amended 2010 July Quarterly Report, received 6/20/10

Overview of Beginning Cash Discrepancy

Amended 2010 April Quarterly Report, received 6/20/10, Line 2 (Image 10930845346)	Amended 2010 July Quarterly Report, received 6/20/10, Line 23 (Image 10930850531)	Beginning Cash Variance Amount
\$54,118.45	\$0.00	\$54,118.45