

JACK GRAHAM FOR U.S. SENATE

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July 20, 2017

FEDERAL ELECTION COMMISSION
Washington, D.C. 20463

- IDENTIFICATION NUMBER: C00608232
- REFERENCE: RR: 17L-02 (Reports Analysis Division Referral, 1/10/17)
- Re: ADR 825 (RR 17L-02)

Alternate Dispute Resolution Office
ATTN: Krista Roche, Assistant Director

Dear Ms. Roche,

This is in response to your May 18, 2017, letter regarding the Reports and Analysis Division referral to the FEC General Counsel's Office regarding possible violation of the Federal Election Financial Reporting laws in our reporting for the 2016 Primary Election campaign.

The January 10, 2017 referral letter to the General Counsel's Office from the REPORTS ANALYSIS DIVISION summarized activity by the committee (Jack Graham for U.S. Senate), specifically with reference to the 2016 12-Day Pre-Primary Report. The substantive concern expressed in the referral letter from the RAD is an inadequate response to the concerns raised by the substantial increase in disbursements disclosed in the first amendment to the 12-Day Pre-Primary Report, an increase of \$252,571.07 over the disbursements reported in the original 12-Day Pre-Primary Report filed June 13, 2016.

RESPONSE REGARDING REFERRAL TO ALTERNATIVE DISPUTE RESOLUTION (ADR) OFFICE:

We have carefully weighed the offer to resolve this matter through the ADR Program. While we appreciate the opportunity to take advantage of the expedited process and the collaborative exchange to reach agreement on a resolution, we are concerned about the ultimate outcome. We are not sure it will be possible to receive full recognition that the infraction was a completely inadvertent mistake that was corrected as soon as possible after it was discovered. An issue in the software we employed was the source of the reporting mistake; and the overstatement of the funds on hand was primarily the result of a pre-payment for a media schedule that ran after the reporting period deadline. Further, the reporting error had no effect on the outcome of the election. The committee had no intention to affect the outcome through reported numbers.

We are compiling a thorough response to submit to the General Counsel's office as soon as possible. I very much appreciate your time and consideration in helping us to understand the process.

Sincerely,



Cheryl Klein
Treasurer, Jack Graham for U.S. Senate

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