



FEDERAL ELECTION COMMISSION

MEMORANDUM

June 10, 2022

TO: The Commission

FROM: Lisa J. Stevenson
Acting General Counsel

BY: Charles Kitcher CK by eip
Associate General Counsel for Enforcement

Jin Lee *JK*
Deputy Associate General Counsel for Enforcement

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Assistant General Counsel for Enforcement

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Attorney

SUBJECT: MUR 7932 (Hunter Davis Pace)

RE: Circulation of Discovery Documents

In furtherance of the investigation into this matter, we are circulating the attached subpoenas directed to BancorpSouth and Bank of America for the Commission's approval on a 48-hour no-objection basis.

The Reports Analysis Division referred the Lafayette County Democratic Party Committee to the Office of General Counsel for enforcement based on information that the Committee's former treasurer had embezzled funds. [REDACTED]

[REDACTED] On October 13, 2021, the Commission found reason to believe that the former treasurer, Hunter Davis Pace, knowingly and willfully violated 52 U.S.C. §§ 30102(b)(3) and 30104(b) of the Federal Election Campaign Act of 1971, as amended and 11 C.F.R. §§ 102.15, 104.3, and 104.14(d) of the Commission's regulations by commingling federal political committee funds with his own, and, as treasurer, failing to keep complete

1 financial records and failing to file accurate disclosure reports.¹ [REDACTED]
2 [REDACTED]
3 [REDACTED]

4 Pace never responded to the Commission's Referral notice nor to the Commission's RTB
5 finding. We mailed the RTB letter and attachments to four physical addresses and emailed him
6 those same documents three times. Although neither the physical mail nor email were returned
7 as undelivered, he has never responded. In addition, we have tried reaching him via phone
8 numbers we have obtained. All of those numbers have either been disconnected or did not
9 accept new voicemails. We believe some of those addresses and phone numbers belong to
10 family members, who have likewise not responded to us.
11

12 Further, as noted in the First General Counsel's Report, Pace was arrested on October 4,
13 2019, for various financial crimes, including the embezzlement, and briefly detained. In March
14 2022, he was scheduled to be arraigned in a Mississippi court but never appeared. Neither local
15 law enforcement nor the Committee knows where he is.
16

17 The Committee, however, has provided us with documents and information identifying
18 the banks Pace used to make the unauthorized withdrawals. Specifically, we have copies of the
19 front and backs of the checks Pace wrote on the Committee's account held at BancorpSouth.
20 Four of the checks were made out to "cash" and appear to have been cashed at BancorpSouth.
21 While Pace may not have maintained a personal account at BancorpSouth, as treasurer he
22 changed the address of record for the Committee's account to his own address. Records
23 associated with that address change may include information useful in locating Pace. Further,
24 we do not expect it would be materially more burdensome for the bank to search for and provide
25 records of accounts associated with Pace, which could help substantiate the Commission's
26 reason to believe finding on a commingling violation under section 30102(b)(3). A fifth check
27 was written to Pace's corporation, Advanced Analytics, LLC, and appears to have been
28 deposited to a Bank of America account. We believe bank records for Pace and Advanced
29 Analytics LLC are relevant to the Commission's commingling finding. Further, we believe such
30 records could provide information useful in locating Pace.
31

32 Accordingly, we ask that the Commission approve on a 48-hour no-objection basis the
33 attached subpoenas to BancorpSouth and Bank of America.
34
35 [REDACTED]
36 [REDACTED]
37 [REDACTED]
38 [REDACTED]

¹ Certification ¶ 2 (Oct. 16, 2021).
[REDACTED]