

**FEDERAL ELECTION COMMISSION**

Washington, D.C. 20463

August 19, 2022

VIA EMAILbzehr@wiley.law
mtoner@wiley.lawBrandis L. Zehr, Esq.
Michael E. Toner, Esq.
Wiley Rein LLP
1776 K St. NW
Washington, DC 20006RE: MUR 7999
Republican Party of Arkansas

Dear Ms. Zehr and Mr. Toner:

On August 17, 2022, the Federal Election Commission ("Commission") accepted the signed conciliation agreement, including a \$125,000 civil penalty, submitted on your client's behalf, in settlement of violations of 52 U.S.C. § 30104(b)(2), (4), a provision of the Federal Election Campaign Act of 1971, as amended, and 11 C.F.R. § 104.3(a), (b). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. *See* 52 U.S.C. § 30109(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that payment of the civil penalty is due within 30 days of the conciliation agreement's effective date of August 19, 2022. If you have any questions, please contact Ray Wolcott, the attorney assigned to this matter, at (202) 694-1302 or rwolcott@fec.gov.

Sincerely,

*Mark Shonkwiler*Mark Shonkwiler
Assistant General CounselEnclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 7999
Republican Party of Arkansas and Alisha Curtis)	
in her official capacity as treasurer)	
)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (the "Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Republican Party of Arkansas and Alisha Curtis in her official capacity as treasurer ("Respondent" or the "Committee") violated 52 U.S.C. § 30104(b)(2), (4) and 11 C.F.R. § 104.3(a), (b).

NOW, THEREFORE, the Commission and the Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondent and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 52 U.S.C. § 30109(a)(4)(A)(i).
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondent enters voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:

1. The Republican Party of Arkansas is a state party committee; Alisha Curtis is the Committee's treasurer. Alisha Curtis is a Respondent solely in her official capacity.¹

2. The Federal Election Campaign Act of 1971, as amended, requires committee treasurers to file reports of receipts and disbursements in accordance with the provisions of 52 U.S.C. § 30104. 52 U.S.C. § 30104(a)(1); 11 C.F.R. § 104.1(a). These reports must include, *inter alia*, the total amount of receipts and disbursements. *See* 52 U.S.C. § 30104(b)(2), (4); 11 C.F.R. § 104.3(a), (b).

3. On December 2, 2020, the Committee filed its original 2020 30-Day Post-General Report covering the period from October 15, 2020, through November 23, 2020. On January 12, 2021, the Committee filed its original 2020 Year-End Report covering the period from November 24, 2020, through December 31, 2020. Both reports disclosed \$0.00 in receipts on Line 12 for (Transfers from Affiliated/Other Party Committees) and \$0.00 in disbursements on Line 22 for (Transfers to Affiliated/Other Party Committees.)

4. On March 12, 2021, the Committee filed amendments to both reports. The Amended 2020 30-Day Post-General Report disclosed \$3,247,109.59 in receipts on Line 12 (Transfers from Affiliated/Other Party Committees) and \$3,247,109.59 in disbursements on Line 22 (Transfers to Affiliated/Other Party Committees) of the Detailed Summary Page. The Amended 2020 Year-End Report disclosed \$281,829.43 in receipts on Line 12 (Transfers from Affiliated/Other Party Committees) and \$281,829.43 in disbursements on Line 22 (Transfers to Affiliated/Other Party Committees) of the Detailed Summary Page.

¹ Alisha Curtis became the Committee's treasurer on January 15, 2021.

5. Respondent contends that after it realized its original reports inadvertently omitted the financial activity at issue, it acted on its own accord to amend the reports.

V. Respondent violated 52 U.S.C. § 30104(b)(2), (4) and 11 C.F.R. § 104.3(a), (b) by failing to disclose: (1) receipts totaling \$3,247,109.59 and disbursements totaling \$3,247,109.59 on its original 2020 30-Day Post-General Report; and (2) receipts totaling \$281,829.43 and disbursements totaling \$281,829.43 on its original 2020 Year End Report.

VI. Respondent will take the following actions:

1. Respondent will pay a civil penalty in the amount of One-Hundred-Twenty-Five Thousand Dollars (\$125,000) pursuant to 52 U.S.C. § 30109(a)(5)(A).

2. Respondent will cease and desist from committing violations of 52 U.S.C. § 30104(b)(2), (4) and 11 C.F.R. § 104.3(a), (b).

VII. The Commission, on request of anyone filing a complaint under 52 U.S.C. § 30109(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this Agreement. If the Commission believes that this Agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This Agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire Agreement.

IX. Respondents shall have no more than 30 days from the date this Agreement becomes effective to comply with and implement the requirements contained in this Agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or

MUR 7999 (Republican Party of Arkansas)
Conciliation Agreement
Page 4 of 4

oral, made by either party or by agents of either party, that is not contained in this written Agreement shall be enforceable.

FOR THE COMMISSION:

Lisa J. Stevenson
Acting General Counsel

BY: **Charles Kitcher**
Charles Kitcher
Associate General Counsel
for Enforcement

Digitally signed by
Charles Kitcher
Date: 2022.08.19 10:07:41
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8/19/22
Date

FOR THE RESPONDENTS:

Brandis L Zehr
Michael E. Toner, Esq.
Brandis L. Zehr, Esq.
Counsel for Respondents

7/28/2022
Date