



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

September 28, 2022

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *KDR* *BH*
Kristin D. Roser/Ben Holly
Reports Analysis Division
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2022 12-Day Pre-Primary Report
(Florida and New York) for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to timely file the 2022 12-Day Pre-Primary Report for the Florida and New York Primary Elections in accordance with 52 U.S.C. § 30104(a). The 12-Day Pre-Primary Report was due on August 11, 2022 and the Primary Election was held on August 23, 2022.

The committees listed on the attached RTB Circulation Report failed to file the election sensitive report by the required due date. Election sensitive reports filed more than four days prior to the election are considered late, and reports not filed more than four days prior to the election are considered not filed. In accordance with the schedule of civil money penalties for reports at 11 CFR § 111.43, the committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

Federal Election Commission
Reason to Believe Circulation Report
2022 PRE-PRIMARY Election Sensitive 08/11/2022 AUTH (FL, NY)

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
4390	C00785865	CORNICELLI FOR CONGRESS	ROBERT MICHAEL CORNICELLI	DOUGLAS KEITH KRONENBERG	\$411,468	0		Not Filed	\$102,867 (est)	\$7,948
4391	C00784041	DREW-MONTEZ CLARK FOR CONGRESS	DREW-MONTEZ CLARK	DREW-MONTEZ CLARK	\$176,961	1		Not Filed	\$44,240 (est)	\$2,616
4392	C00718155	FRIENDS OF CINDY BANYAI	CINDY LYN BANYAI	STEPHANIE HOFFMAN	\$108,702	0		Not Filed	\$21,740 (est)	\$1,346
4393	C00765750	WILLIAM SANCHEZ FOR US SENATE	WILLIAM SANCHEZ	MARCIA RODRIGUEZ	\$468,824	1		Not Filed	\$78,137 (est)	\$7,947

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Reason To Believe Recommendation - 2022)	
12-Day Pre-Primary Report (Florida and)	
New York) for the Administrative Fine)	
Program:)	
CORNICELLI FOR CONGRESS, and)	AF# 4390
KRONENBERG, DOUGLAS KEITH as)	
treasurer;)	
DREW-MONTEZ CLARK FOR)	AF# 4391
CONGRESS, and CLARK, DREW-)	
MONTEZ as treasurer;)	
FRIENDS OF CINDY BANYAI, and)	AF# 4392
HOFFMAN, STEPHANIE as treasurer;)	
WILLIAM SANCHEZ FOR US SENATE,)	AF# 4393
and RODRIGUEZ, MARCIA as treasurer;)	

CERTIFICATION

I, Vicktoria J. Allen, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on September 30, 2022 the Commission took the following actions on the Reason To Believe Recommendation - 2022 12-Day Pre-Primary Report (Florida and New York) for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated September 28, 2022, on the following committees:

AF#4390 Decided by a vote of 6-0 to: (1) find reason to believe that CORNICELLI FOR CONGRESS, and KRONENBERG, DOUGLAS KEITH in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the

Federal Election Commission
 Certification for Administrative Fines
 September 30, 2022

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civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4391 Decided by a vote of 6-0 to: (1) find reason to believe that DREW-MONTEZ CLARK FOR CONGRESS, and CLARK, DREW-MONTEZ in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4392 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF CINDY BANYAI, and HOFFMAN, STEPHANIE in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

AF#4393 Decided by a vote of 6-0 to: (1) find reason to believe that WILLIAM SANCHEZ FOR US SENATE, and RODRIGUEZ, MARCIA in their official capacity as treasurer, violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.

Attest:



 October 3, 2022

Date

 Vicktoria J Allen
Digitally signed by Vicktoria J
Allen

Date: 2022.10.03 10:15:54 -04'00'

 Vicktoria J. Allen
 Acting Deputy Secretary of the
 Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

October 4, 2022

Marcia Rodriguez, in official capacity as Treasurer
William Sanchez for US Senate
13590 SW 134 Avenue
Suite 209
Miami, FL 33186

C00765750
AF#: 4393

Dear Marcia Rodriguez,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 12-Day Pre-Primary Report of Receipts and Disbursements in any calendar year during which there is a regularly scheduled election for which the candidate is seeking election or nomination for election. This report, covering the period July 1, 2022 through August 3, 2022, shall be filed no later than August 11, 2022. 52 U.S.C. § 30104(a). Because records at the Commission indicate that you did not file this report prior to four (4) days before the election, the report is considered not filed for the purpose of calculating the civil money penalty. You should file the report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On September 30, 2022, the FEC found that there is reason to believe ("RTB") that William Sanchez for US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before August 11, 2022. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$7,947. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. *See* <https://www.fec.gov/af/pay.shtml> 11 C.F.R. § 111.34. Your payment of \$7,947 is due within forty (40) days of the finding, or by November 9, 2022, and is based on these factors:

Sensitivity of Report: Election Sensitive
Level of Activity: \$78,137
Number of Days Late: Not Filed
Number of Previous Civil Money Penalties Assessed: 1

WILLIAM SANCHEZ FOR US SENATE

Page 2 of 5

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or November 9, 2022. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

Please note, all challenges to an RTB finding and/or calculated civil money penalty should be converted to PDF (Portable Document Format) and emailed to administrativefines@fec.gov. The Commission encourages the use of electronic signatures on electronically submitted documents, but scanned copies of ink signatures will be accepted. Electronically submitted challenges will be deemed received on the date they are electronically received by staff.

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). For a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process

WILLIAM SANCHEZ FOR US SENATE

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shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address, and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that William Sanchez for US Senate and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701, *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the

WILLIAM SANCHEZ FOR US SENATE

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Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 C.F.R. § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <https://www.fec.gov/af/pay.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll-free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,



Allen J. Dickerson
Chairman

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$7,947 for the Pre-Primary Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form. Please use the details below to complete the required fields. For additional payment options, please contact Ben Holly in the Reports Analysis Division at our toll-free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

COMMITTEE NAME: William Sanchez for US Senate

WILLIAM SANCHEZ FOR US SENATE

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FEC ID#: C00765750

AF#: 4393

PAYMENT DUE DATE: November 9, 2022

PAYMENT AMOUNT DUE: \$7,947



November 07, 2022

Administrativefines@fec.gov

Re: C00765750 AF#: 4393

Affidavit

Dear Sir/ Madam,

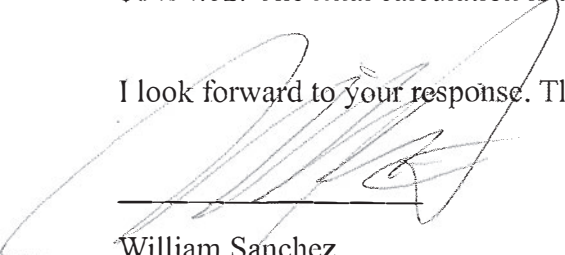
In accordance with 11 C.F.R. § 111.36(c), we hereby present this affidavit and attached documentation in support of our challenge to the RTB finding dated October 04, 2022.

I, William Sanchez, attest to the fact that our Treasurer, Maria Rodrigue, is currently incapacitated.. In accordance with your RTB letter dated October 4, 2022, we have used the following website to obtain the calculation of the penalty. See <https://www.fec.gov/af/pay.shtml>, 11 C.F.R. § 111.34. Our challenge is based on two of the three grounds, and the regulations only require that we meet one of the enumerated grounds. Those grounds are: 1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC. 11 C.F.R. § 111.35(b).

The calculation actually totals an estimated fine of \$1,682. It is based on the following calculations. Please see attached copy of screenshot of FEC calculation.

The total receipts for the period in question were \$14,822.60. The total disbursements were \$8454.02. The final calculation is thus \$1,682.00.

I look forward to your response. This document is sworn to under penalty of perjury.



William Sanchez
Sanchez for Senate

Administrative fine calculator >

Assessed on or after December 28, 2021 >

Election sensitive > Non-filer >

1 prior violation >

\$23,276.62 total receipts and disbursements

TOTAL RECEIPTS AND DISBURSEMENTS

\$23,276.62

TOTAL ESTIMATED FINE

\$1,682.00

This is an estimated administrative fine based on the information you provided and may not reflect the actual fine amount assessed by the Commission. Your committee will be notified if the Commission assesses a fine for a late or non-filed report.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 6, 2023

REVIEWING OFFICER RECOMMENDATION OFFICE OF ADMINISTRATIVE REVIEW (“OAR”)

AF# 4393 – William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer (C00765750)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$7,947 civil money penalty.

Reason-to-Believe Background

The 2022 Florida Pre-Primary Report was due on August 11, 2022. The respondents filed a report covering the reporting period on November 2, 2022, 83 days late.¹ The report is election sensitive and was not filed prior to four days before the 2022 Florida Primary Election held August 23, 2022; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(2).

On September 30, 2022, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2022 Florida Pre-Primary Report and made a preliminary determination that the civil money penalty was \$7,947 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was sent to the respondents’ email address of record from the Reports Analysis Division (“RAD”) on October 4, 2022 to notify them of the Commission’s RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act (“Act”) states that the treasurer of a principal campaign committee shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. 52 U.S.C. § 30104(a)(2)(A)(i) and 11 C.F.R. § 104.5(a)(2)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

¹ On 11/2/22, the Committee filed the 2022 October Quarterly Report (7/1/22 – 9/30/22). The report included the 2022 Florida Pre-Primary Report coverage period of 7/1/22 – 8/3/22.

Summary of Respondents' Challenge

On November 7, 2022, the Commission received the written response (“challenge”) from the Candidate. He explains the Committee’s Treasurer is currently incapacitated. Further, he states that the RTB finding was based on factual errors, and the civil money penalty was incorrectly calculated. The Candidate explains: “The total receipts for the period in question were \$14,822.60. The total disbursements were \$8454.02. The final calculation is thus \$1,682.00.” The Candidate explains he used the Administrative Fine Calculator available on the FEC’s website and provides a supporting screenshot of his calculation.

Analysis

At the time of the RTB finding, the Commission used an estimated level of activity (\$78,137) to calculate the penalty because the 2022 Pre-Primary Report had not yet been filed. 11 C.F.R § 111.43(d)(2)(i). On November 2, 2022, the Committee filed the 2022 October Quarterly Report to include the 2022 Pre-Primary reporting period.² However, the activity disclosed for the 2022 Pre-Primary reporting period does not align with the activity levels presented in the challenge.

the Committee has expressed its intent to file necessary amendments and a proper 2022 Pre-Primary Report on multiple occasions. *See* Attachment 4. To date, the Committee has not yet disclosed activity which aligns with the amounts presented in the challenge. The Reviewing Officer will only consider the explanation provided in the Committee’s challenge in conjunction with the public record. The Committee shall correct the public record prior to the Reviewing Officer’s Final Determination Recommendation to the Commission and no later than February 6, 2023. The Final Determination Recommendation will rely on the most recent information available on the public record.

At the time of this Reviewing Officer Recommendation, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$7,947 civil money penalty.

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4393 involving William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4393 that William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$7,947 civil money penalty; and
3. Send the appropriate letter.

² The Reviewing Officer confirms that the Commission appropriately notified the Committee of its requirement to file the 2022 Pre-Primary Report. *See* Attachments 2 and 3.

Attachments

Attachment 1 –

Attachment 2 –

Attachment 3 –

Attachment 4 – Declaration from RAD

Attachment 5 – Declaration from OAR

DECLARATION OF KRISTIN D. ROSER

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission (“Commission”). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to William Sanchez for US Senate:
 - A) Non-Filer Letter, dated August 12, 2022, referencing the 2022 12-Day Pre-Primary Report (sent via electronic mail to: campaign@sanchezforsenate.com and claire@sanchezforsenate.com);
 - B) Reason-to-Believe Letter, dated October 4, 2022, referencing the 2022 12-Day Pre-Primary Report (sent via electronic mail to: campaign@sanchezforsenate.com and claire@sanchezforsenate.com).
4. I hereby certify that I have searched the Commission’s public records and find that William Sanchez for US Senate filed a 2022 October Quarterly Report with the Commission on November 2, 2022, which included activity covering the reporting period for the 12-Day Pre-Primary Report.
5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed on the 17th day of November, 2022.

Kristin D. Roser

Kristin D. Roser
Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

August 12, 2022

RODRIGUEZ, MARCIA, TREASURER
WILLIAM SANCHEZ FOR US SENATE
13590 SW 134 AVENUE
SUITE 209
MIAMI, FL 33186

IDENTIFICATION NUMBER: C00765750

REFERENCE: PRE-PRIMARY REPORT (07/01/2022 - 08/03/2022)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

You will be allowed until **5:00 pm est on the fourth (4th) business day** from the date of this notice to file this report to avoid publication. If you have already filed the report by express, certified or registered mail or are planning to file it within four (4) business days from the date of this notice, **please notify us immediately** of the certified, registered or express tracking number and the date that the report was sent.

The report must be filed with the Federal Election Commission, 1050 First Street, NE, Washington, DC 20002. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the state is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

In addition, the failure to timely file this report may result in civil money penalties, an audit or other legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have any questions regarding this matter, please contact Christopher Ritchie in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1146.

WILLIAM SANCHEZ FOR US SENATE

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Sincerely,

A handwritten signature in black ink that reads "Debbie Chacona". The signature is written in a cursive, flowing style.

Deborah Chacona
Assistant Staff Director

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DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission (“Commission”). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee of a candidate shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on August 11, 2022 for the 2022 Florida Pre-Primary Report to be timely filed.
- 3) I hereby certify that I have searched the Commission’s public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover Page, Summary Page, and Detailed Summary Pages of the 2022 October Quarterly Report filed by William Sanchez for US Senate. The report includes the coverage period of July 1, 2022 through September 30, 2022 and was electronically filed on November 2, 2022
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 6th day of January, 2023.

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

**FEC
FORM 3**

**REPORT OF RECEIPTS
AND DISBURSEMENTS**

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

WILLIAM SANCHEZ FOR US SENATE

ADDRESS (number and street) 13590 SW 134 AVENUE
 SUITE 209
 Check if different than previously reported. (ACC) MIAMI FL 33186
 CITY ▲ STATE ▲ ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00765750

3. IS THIS REPORT NEW (N) OR AMENDED (A)

STATE ▼ DISTRICT
 FL 00

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- April 15 Quarterly Report (Q1)
- July 15 Quarterly Report (Q2)
- October 15 Quarterly Report (Q3)
- January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

- Primary (12P) General (12G) Runoff (12R)
- Convention (12C) Special (12S)

Election on M M / D D / Y Y Y Y in the State of

(c) 30-Day POST-Election Report for the:

- General (30G) Runoff (30R) Special (30S)

Election on M M / D D / Y Y Y Y in the State of

5. Covering Period M M / D D / Y Y Y Y through M M / D D / Y Y Y Y
 07 / 01 / 2022 through 09 / 30 / 2022

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Bautista, Sarah, , ,

Signature of Treasurer Bautista, Sarah, , , [Electronically Filed] Date M M / D D / Y Y Y Y
 10 / 29 / 2022

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Office Use Only							
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FEC FORM 3
(Revised 05/2016)

SUMMARY PAGE
of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name
WILLIAM SANCHEZ FOR US SENATE

Report Covering the Period: From: / / To: / /

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))....	3773.00	3773.00
(b) Total Contribution Refunds (from Line 20(d))	0.00	0.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))	3773.00	3773.00
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	18999.88	18999.88
(b) Total Offsets to Operating Expenditures (from Line 14).....	25.00	25.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	18974.88	18974.88
8. Cash on Hand at Close of Reporting Period (from Line 27).....	- 2686.88	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	12515.00	

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
Local 202-694-1100

DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name

WILLIAM SANCHEZ FOR US SENATE

Report Covering the Period: From: / / To: / /

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	50.00	50.00
(ii) Unitemized	3723.00	3723.00
(iii) TOTAL of contributions from individuals	3773.00	3773.00
(b) Political Party Committees	0.00	0.00
(c) Other Political Committees (such as PACs)	0.00	0.00
(d) The Candidate	0.00	0.00
(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..	3773.00	3773.00
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	0.00	0.00
13. LOANS:		
(a) Made or Guaranteed by the Candidate	22860.00	22860.00
(b) All Other Loans	0.00	0.00
(c) TOTAL LOANS (add Lines 13(a) and (b))	22860.00	22860.00
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	25.00	25.00
15. OTHER RECEIPTS (Dividends, Interest, etc.)	0.00	0.00
16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)	26658.00	26658.00

DETAILED SUMMARY PAGE
of Disbursements

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II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	18999.88	18999.88
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	0.00	0.00
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate.....	10345.00	10345.00
(b) Of All Other Loans	0.00	0.00
(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b)).....	10345.00	10345.00
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0.00	0.00
(b) Political Party Committees.....	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c)).....	0.00	0.00
21. OTHER DISBURSEMENTS	0.00	0.00
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ▶	29344.88	29344.88

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	0.00
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	26658.00
25. SUBTOTAL (add Line 23 and Line 24).....	26658.00
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	29344.88
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	-2686.88



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 6, 2023

Marcia Rodriguez, in official capacity as Treasurer
William Sanchez for US Senate
13590 SW 134 Avenue, Suite 209
Miami, FL 33186

C00765750
AF# 4393

Dear Treasurer:

On September 30, 2022, the Federal Election Commission (“the Commission”) found reason to believe (“RTB”) that William Sanchez for US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2022 Pre-Primary Report. The Commission also made a preliminary determination that the civil money penalty was \$7,947 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination and assess a civil money penalty. A copy of the Reviewing Officer’s recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. All written responses and supporting documentation should be converted to PDF (Portable Document Format) and must be emailed to the Commission Secretary at secretary@fec.gov. The Commission encourages the use of electronic signatures on electronically submitted documents, but scanned copies of ink signatures will be accepted. Electronically submitted responses will be deemed received on the date it is electronically received by staff. Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer’s recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1158 if you have any questions.

Sincerely,

Rhiannon Magruder
Rhiannon Magruder
Reviewing Officer
Office of Administrative Review



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

September 12, 2023

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

From: Patricia C. Orrock *DC* for PCO
Chief Compliance Officer

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 4393 – William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer (C00765750)

On September 30, 2022, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2022 Florida Pre-Primary Report and made a preliminary determination that the civil money penalty was \$7,947 based on the schedule of penalties at 11 C.F.R. § 111.43. On November 7, 2022, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated January 6, 2023 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference.

The Candidate noted the Committee’s Treasurer was incapacitated and explained that, based on the Committee’s activity for the reporting period, the penalty should be \$1,682. The Reviewing Officer noted that at the time of the RTB finding, the Commission used an estimated level of activity (\$78,137) to calculate the penalty because the 2022 Pre-Primary Report had not yet been filed. 11 C.F.R § 111.43(d)(2)(i). On November 2, 2022, the Committee filed the 2022 October Quarterly Report to include the 2022 Pre-Primary reporting period. However, the activity disclosed for the 2022 Pre-Primary reporting period did not align with the activity levels presented in the challenge. The Reviewing Officer noted the explanation provided in the Committee’s challenge will only be considered in conjunction with the public record. Therefore, the Reviewing Officer advised the Committee to correct the public record prior to the Reviewing Officer’s Final Determination Recommendation to the Commission and no later than February 6, 2023. *See ROR.*

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). On August 14, 2023, the Committee filed the 2022 Pre-Primary Report. The report discloses \$14,822.20 in total receipts and \$13,021.55 in total disbursements. For authorized committees, the level of activity is the amount of total receipts plus total disbursements disclosed on the report. 11 C.F.R § 111.43(d)(3)(i). Therefore, the actual level of activity for the 2022 Pre-Primary Report is \$27,843.75. Using the schedule of penalties at 11 C.F.R § 111.43(b), a \$2,616 civil money penalty should be assessed.¹

The Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$2,616 civil money penalty (reduced from the RTB civil money penalty of \$7,947).

OAR Recommendations

1. Adopt the Reviewing Officer recommendation for AF# 4393 involving William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 4393 that William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$2,616 civil money penalty (reduced from the RTB civil money penalty of \$7,947); and
3. Send the appropriate letter.

Attachments

Attachment 1 – Declaration from OAR

¹ The 2022 Pre-Primary Report is an election sensitive report, and the Committee has one previous violation (AF# 4261). 11 C.F.R. §§ 111.43(d).

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission (“Commission”). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee of a candidate shall file a pre-election report no later than 12 days before any primary election in which the candidate seeks election. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on August 11, 2022 for the 2022 Florida Pre-Primary Report to be timely filed.
- 3) I hereby certify that I have searched the Commission’s public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover Page, Summary Page, and Detailed Summary Pages of the 2022 Pre-Primary Report filed by William Sanchez for US Senate. The report includes the coverage period of July 1, 2022 through August 3, 2022 and was electronically filed on August 14, 2023.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 12th day of September, 2023.

Rhiannon Magruder

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review
Federal Election Commission

FEC FORM 3

REPORT OF RECEIPTS AND DISBURSEMENTS

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

WILLIAM SANCHEZ FOR US SENATE

ADDRESS (number and street) 13590 SW 134th Avenue

Check if different than previously reported. (ACC) Suite 209

Miami FL 33186

CITY ▲ STATE ▲ ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼ C C00765750

3. IS THIS REPORT NEW (N) OR AMENDED (A)

STATE ▼ DISTRICT
FL

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- April 15 Quarterly Report (Q1)
- July 15 Quarterly Report (Q2)
- October 15 Quarterly Report (Q3)
- January 31 Year-End Report (YE)
- Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

- Primary (12P) General (12G) Runoff (12R)
- Convention (12C) Special (12S)

Election on 08 / 23 / 2022 in the State of FL

(c) 30-Day POST-Election Report for the:

- General (30G) Runoff (30R) Special (30S)

Election on / / in the State of

5. Covering Period 07 / 01 / 2022 through 08 / 03 / 2022

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer Sanchez, William, , ,

Signature of Treasurer Sanchez, William, , , [Electronically Filed] Date 08 / 14 / 2023

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Office Use Only									
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FEC FORM 3
(Revised 05/2016)

SUMMARY PAGE
of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name
WILLIAM SANCHEZ FOR US SENATE

Report Covering the Period: From: / / To: / /

	COLUMN A This Period	COLUMN B Election Cycle-to-Date
6. Net Contributions (other than loans)		
(a) Total Contributions (other than loans) (from Line 11(e))....	14822.20	276610.86
(b) Total Contribution Refunds (from Line 20(d))	0.00	0.00
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))	14822.20	276610.86
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	13021.55	270419.21
(b) Total Offsets to Operating Expenditures (from Line 14).....	0.00	4861.47
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	13021.55	265557.74
8. Cash on Hand at Close of Reporting Period (from Line 27).....	4053.12	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	

For further information contact:

Federal Election Commission
999 E Street, NW
Washington, DC 20463

Toll Free 800-424-9530
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DETAILED SUMMARY PAGE
of Receipts

FEC Form 3 (Revised 05/2016)

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Write or Type Committee Name

WILLIAM SANCHEZ FOR US SENATE

Report Covering the Period: From: / / To: / /

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees		
(i) Itemized (use Schedule A)	632.00	121465.91
(ii) Unitemized	2121.00	12963.43
(iii) TOTAL of contributions from individuals	2753.00	134429.34
(b) Political Party Committees	0.00	0.00
(c) Other Political Committees (such as PACs)	0.00	0.00
(d) The Candidate	12069.20	142181.52
(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..	14822.20	276610.86
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES	0.00	0.00
13. LOANS:		
(a) Made or Guaranteed by the Candidate	0.00	0.00
(b) All Other Loans	0.00	0.00
(c) TOTAL LOANS (add Lines 13(a) and (b))	0.00	0.00
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	0.00	4861.47
15. OTHER RECEIPTS (Dividends, Interest, etc.)	0.00	0.00
16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)	14822.20	281472.33

DETAILED SUMMARY PAGE
of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 19

II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	13021.55	270419.21
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES	0.00	0.00
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate.....	0.00	0.00
(b) Of All Other Loans	0.00	0.00
(c) TOTAL LOAN REPAYMENTS (add Lines 19(a) and (b)).....	0.00	0.00
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0.00	0.00
(b) Political Party Committees.....	0.00	0.00
(c) Other Political Committees (such as PACs).....	0.00	0.00
(d) TOTAL CONTRIBUTION REFUNDS (add Lines 20(a), (b), and (c)).....	0.00	0.00
21. OTHER DISBURSEMENTS	0.00	7000.00
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ▶	13021.55	277419.21

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	2252.47
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	14822.20
25. SUBTOTAL (add Line 23 and Line 24).....	17074.67
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	13021.55
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	4053.12

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 4393
 Final Determination Recommendation:)
 William Sanchez for US Senate and)
 Marcia Rodriguez, in their official)
 capacity as Treasurer (C00765750))

CERTIFICATION

I, Laura E. Sinram, Secretary and Clerk of the Federal Election Commission, do hereby certify that on September 25, 2023, the Commission decided by a vote of 6-0 to take the following actions in AF 4393:

1. Adopt the Reviewing Officer recommendation for AF# 4393 involving William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 4393 that William Sanchez for US Senate and Marcia Rodriguez, in their official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$2,616 civil money penalty (reduced from the RTB civil money penalty of \$7,947).
3. Send the appropriate letter.

Commissioners Broussard, Cooksey, Dickerson, Lindenbaum, Trainor, and Weintraub voted affirmatively for the decision.



 September 25, 2023

 Date

Attest:
Laura e Sinram
 Digitally signed by Laura e Sinram
 Date: 2023.09.25 15:13:45 -04'00'

 Laura E. Sinram
 Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 28, 2023

Marcia Rodriguez, in official capacity as Treasurer
William Sanchez for US Senate
13590 SW 134 Avenue, Suite 209
Miami, FL 33186

C00765750
AF# 4393
FINE: \$2,616

Dear Treasurer:

On September 30, 2022, the Federal Election Commission (the "Commission" or "FEC") found reason to believe ("RTB") that William Sanchez for US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2022 Pre-Primary Report. By letter dated October 4, 2022, the Commission sent notification of the RTB finding that included a civil money penalty calculated at \$7,947 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On November 7, 2022, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer advised the Committee to correct the public record prior to the Reviewing Officer's Final Determination Recommendation to the Commission. At the time of the Reviewing Officer Recommendation, the Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$7,947 civil money penalty. The Reviewing Officer Recommendation was sent to you on January 6, 2023.

On September 25, 2023, the Commission adopted the Reviewing Officer's recommendation and made a final determination that William Sanchez for US Senate and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and based on the level of activity disclosed on the 2022 Pre-Primary Report (\$27,843.75), assessed a civil money penalty in the amount of \$2,616 (reduced from the RTB civil money penalty of \$7,947). It is based on the same factors used to calculate the civil money penalty at RTB, except that the corrected level of activity was used. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you must submit a written petition requesting that the final determination be modified or set aside. This request must be made within thirty (30) days of receipt of this letter and sent to the U.S. District Court for the district in which the committee or you reside or transact business. *See* 52 U.S.C. § 30109(a)(4)(C)(iii). If you did not timely raise a factual argument in a challenge to the Commission’s RTB finding, your right to present such an argument in an appeal to the U.S. District Court under 52 U.S.C. § 30109 shall be deemed waived. 11 C.F.R. § 111.38.

2. If You Choose to Not Pay the Civil Money Penalty and to Not Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 (“DCA”), as amended by the Debt Collection Improvement Act of 1996 (“DCIA”), 31 U.S.C. § 3701, *et seq.* If you do not pay this debt within thirty (30) days and do not appeal the Commission’s final determination to the U.S. District Court (see above), the Commission will transfer the debt to the U.S. Department of the Treasury (“Treasury”) for collection. Treasury will contact you to request payment within five (5) days of the receiving the debt. Treasury currently charges a fee of 30% of the civil money penalty amount for its collection services. If the age of the debt is greater than or equal to two years old, Treasury will charge a fee of 32% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury’s attempts fail, Treasury will refer the debt to a private collection agency. If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken by Treasury to enforce recovery of a delinquent debt may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, please follow the payment instructions below. You should make payment within thirty (30) days of receipt of this letter.

You may remit payment by Automated Clearinghouse (“ACH”) withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government’s secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov’s

Administrative Fine Program Payment form. Please use the details above to complete the required fields.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

Settlement Offers

Any offer to settle or compromise a debt owed to the Commission will be rejected. This includes a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within thirty (30) days from the date of this notification.

If you have any questions regarding this matter, please contact Rhiannon Magruder on our toll-free number (800) 424-9530 (press 0, then ext. 1158) or (202) 694-1158.

On behalf of the Commission,



Dara Lindenbaum
Chair