

RAD REFERRAL #: A23-09**DATE:** March 27, 2023**ANALYST:** Mary Seiler**ABC:** Jaime Amrhein**REPORTS ANALYSIS DIVISION AUDIT REFERRAL**

- I. CANDIDATE:** Andy Ogles
CANDIDATE ID NUMBER: H2TN05446
STATE/DISTRICT: TN/05
- II. PRINCIPAL CAMPAIGN COMMITTEE:** Andy Ogles for Congress
C00811844
Thomas Datwyler, Treasurer (8/25/22 – Present)
Lee Beaman, Treasurer (4/06/22 – 8/24/22)
29 Public Square
Columbia, TN 38401
- OTHER AUTHORIZED COMMITTEE(S):** Cruz 25 For 22 Victory Fund
MAGASeven JFC¹
Ogles For TN-05²
- III. REGISTRATION DATE:** April 6, 2022
DATE OF CANDIDACY FOR THE AUDIT PERIOD: April 6, 2022
- IV. ELECTION RESULTS:** Won the 2022 General Election by 13.52%
- V. TOTAL POINTS ASSESSED:**
- VI. SUMMARY OF AUDIT POINTS BY STANDARD:**

Standard	#	Description	Total # of Point(s)	Points for Receipts	Points for Disbursements	Other Points
Standard	4	Failure to File and Late Filing	Point(s)			
Standard	5	Excessive, Prohibited and Other Impermissible Contributions and Transfers	Point(s)			
Standard	7	Failure to Provide Schedules	Point(s)			
		TOTAL	Point(s)			

VII. NOTICES SENT TO AND RESPONSES RECEIVED FROM THE COMMITTEE:

See attached O-Index for the Committee and the Committee information page: [Andy Ogles for Congress](#).

¹ This committee was terminated on 10/13/2022.

² Originally registered as “Take Back TN-05 Republican Nominee Fund” ([Form 1](#) filed on 6/22/2022).

VIII. PROBLEMS FOR WHICH AUDIT POINTS WERE ASSESSED:**A. Standard 4 - Failure to File Reports and Late Filing:**

Report Type	Due Date	Date Filed	Points
2022 Q2	7/15/2022	7/23/2022	

Standard 4 Total:

Points for Receipts	Points for Disbursements	Other Points

B. Standard 5 – Excessive, Prohibited and Other Impermissible Contributions/Transfers:

Report Type	Violation (Description)	Points
2022 Q3, 1/05/2023	Schedule A of the Committee's report disclosed the receipt of apparent excessive and prohibited contributions totaling \$7,999.00 or of the total contributions (Line 11(e), Column A of the Detailed Summary Page). These contributions were received from one (1) individual and three (3) unregistered political organizations, as detailed below:	

Schedule A of the Committee's report disclosed the receipt of an excessive contribution of \$5,800.00 received from one (1) individual.

Schedule A of the Committee's report disclosed the receipt of apparent prohibited contributions totaling \$2,199.00 from three (3) unregistered political organizations.

Standard 5 Total:

Points for Receipts	Points for Disbursements	Other Points

C. Standard 7 - Failure to Provide Supporting Schedules:

Report Type	Violation (Description)	Points
2022 Q2	The Committee failed to provide a supporting Schedule A for the \$20,820.00 in contributions from other political committees disclosed on Line 11(c) of the Detailed Summary Page.	

- 2022 Amended 12P, received 1/05/2023 The Committee’s report disclosed additional receipts totaling \$12,217.00 for the reporting period.
- 2022 Q3 The Committee failed to provide supporting schedules totaling \$64,093.64, as detailed below:

The Committee’s report disclosed memo entries for contributions received from another authorized committee of the candidate without a corresponding Schedule A transfer entry, creating a discrepancy of \$48,293.64.

The Committee failed to file the required 48-Hour Notices from 7/16/2022 through 8/01/2022 for contributions totaling \$15,800.00 from nine (9) individuals.
- 2022 Amended Q3, received 1/05/2023 The Committee’s report disclosed additional receipts totaling \$89,877.25 and additional disbursements totaling \$14,501.06 for the reporting period.
- 2022 12G The Committee’s report disclosed memo entries for contributions received from another authorized committee of the candidate without a corresponding Schedule A transfer entry, creating a discrepancy of \$6,610.55.
- 2022 Amended 30G, received 1/05/2023 The Committee failed to provide supporting schedules totaling \$28,005.00, as detailed below:

The Committee failed to file the required 48-Hour Notices from 10/20/2022 through 11/05/2022 for contributions totaling \$13,700.00 from six (6) individuals and one (1) non-qualified committee.

The Committee’s report disclosed additional receipts totaling \$14,305.00 for the reporting period.

Standard 7 Total:

Points for Receipts	Points for Disbursements	Other Points

IX. MATTERS REQUIRING REFERRAL TO OGC/ADRO/AF:

A. OGC –
None.

B. ADRO –

Failure to Provide Supporting Schedules (Standard 7)

The Committee can be referred to the Alternative Dispute Resolution Office (ADRO) for amending its 2022 October Quarterly Report to disclose additional receipts totaling \$89,877.25,

The Committee can also be referred to ADRO for failing to disclose a transfer from another authorized committee of the candidate on Schedule A to support memo entries for contributions totaling \$48,293.64, disclosed on the 2022 October Quarterly Report.

C. AF –

Failure to Timely File 48-Hour Notices (Standard 7)

The Committee can be referred to the Administrative Fine (AF) Program for failure to timely file 48-Hour Notices for the 2022 Primary Election totaling \$15,800.00 and the 2022 General Election totaling \$13,700.00.

X. OTHER COMMISSION ACTIONS DURING THE 2019-2020 AND 2021-2022 ELECTION CYCLES:

None.

XI. OTHER RELEVANT INFORMATION:

None.

O-Index (2023-2024)															
Cmte. ID: C00811844 Cmte. Name: ANDY OGLES FOR CONGRESS															
Treasurer Name: DATWYLER, THOMAS Address: 29 PUBLIC SQUARE, COLUMBIA, TN 38401															
Cmte. Type: H (HOUSE) Cmte. Designation: P (PRINCIPAL CAMPAIGN COMMITTEE OF A CANDIDATE) Filing Frequency: QUARTERLY FILER															
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
MS-T			2/16/2023	1	202302169578653163				-	-	-	-	-	-	-
MS-T			2/27/2023	1	202302279578735794				-	-	-	-	-	-	-
F6N			2/16/2023	2	202302169578650591				-	-	-	-	-	-	-
Totals										\$0	\$0				

O-Index (2021-2022)															
Cmte. ID: C00811844 Cmte. Name: ANDY OGLES FOR CONGRESS															
Treasurer Name: DATWYLER, THOMAS Address: 29 PUBLIC SQUARE, COLUMBIA, TN 38401															
Cmte. Type: H (HOUSE) Cmte. Designation: P (PRINCIPAL CAMPAIGN COMMITTEE OF A CANDIDATE) Filing Frequency: QUARTERLY FILER															
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans
RQ2	Q2	N	9/27/2022	2	202209270300154276	4/1/2022	6/30/2022	9/27/2022	-	-	-	-	-	-	-
RQ2	12P	A	1/25/2023	2	202301250300169018	7/1/2022	7/15/2022	1/25/2023	-	-	-	-	-	-	-
RQ2	Q3	A	1/25/2023	5	202301250300169020	7/16/2022	9/30/2022	1/25/2023	-	-	-	-	-	-	-
RQ2	Q3	N	12/6/2022	7	202212060300162548	7/16/2022	9/30/2022	12/6/2022	-	-	-	-	-	-	-
RQ2	12G	N	12/6/2022	3	202212060300162555	10/1/2022	10/19/2022	12/6/2022	-	-	-	-	-	-	-
RQ2	30G	A	1/18/2023	4	202301190300167901	10/20/2022	11/28/2022	1/18/2023	-	-	-	-	-	-	-
F3N	Q2	N	7/23/2022	79	202207239525041908	4/1/2022	6/30/2022		\$0	\$567,087	\$58,288	\$508,798	-	\$320,000	\$320,000
F3A	Q2	A	1/5/2023	93	202301059574287207	4/1/2022	6/30/2022		\$0	\$574,494	\$58,288	\$516,205	-	\$640,000	\$320,000
F3N	12P	N	7/23/2022	24	202207239525041987	7/1/2022	7/15/2022		\$508,798	\$17,315	\$242,775	\$283,338	-	\$320,000	\$320,000
F3A	12P	A	1/5/2023	32	202301059574287911	7/1/2022	7/15/2022		\$516,205	\$29,532	\$243,275	\$302,462	-	\$640,000	\$320,000
F3N	Q3	N	10/15/2022	154	202210159536888322	7/16/2022	9/30/2022		\$283,338	\$297,796	\$126,497	\$454,636	-	\$320,000	\$320,000
F3A	Q3	A	1/5/2023	169	202301059574287980	7/16/2022	9/30/2022		\$302,462	\$387,673	\$140,999	\$549,136	-	\$320,000	\$320,000
F3N	12G	N	10/27/2022	41	202210279541752670	10/1/2022	10/19/2022		\$454,636	\$71,701	\$114,052	\$412,286	-	\$320,000	\$320,000
F3A	12G	A	1/5/2023	45	202301059574288191	10/1/2022	10/19/2022		\$549,136	\$79,506	\$119,052	\$509,591	-	\$320,000	\$320,000
F3N	30G	N	12/8/2022	96	202212089550254993	10/20/2022	11/28/2022		\$412,286	\$161,761	\$263,640	\$310,406	-	\$320,000	\$320,000
F3A	30G	A	1/5/2023	101	202301059574288236	10/20/2022	11/28/2022		\$509,591	\$176,066	\$263,640	\$422,016	-	\$320,000	\$320,000
F3N	YE	N	1/30/2023	16	202301309575203080	11/29/2022	12/31/2022		\$422,016	\$1,500	\$25,929	\$397,586	-	\$320,000	\$320,000
F1N		N	4/6/2022	4	202204069495954195				-	-	-	-	-	-	-
F1A		A	4/6/2022	4	202204069495954227				-	-	-	-	-	-	-
F2N		N	4/6/2022	1	202204069495954254				-	-	-	-	-	-	-
F1A		A	4/20/2022	4	202204209500117234				-	-	-	-	-	-	-
F1A		A	5/3/2022	4	202205039502512749				-	-	-	-	-	-	-
F1A		A	6/10/2022	4	202206109514826745				-	-	-	-	-	-	-
F2A		A	6/10/2022	1	202206109514826754				-	-	-	-	-	-	-
F6N			7/28/2022	2	202207289525070052				-	-	-	-	-	-	-
F6N			7/29/2022	1	202207299525081975				-	-	-	-	-	-	-
F6N			8/5/2022	1	202208059525134757				-	-	-	-	-	-	-
F6N			8/3/2022	2	202208039525112835				-	-	-	-	-	-	-
F6N			7/31/2022	1	202207319525087425				-	-	-	-	-	-	-
F1A		A	8/25/2022	5	202208259528244479				-	-	-	-	-	-	-
F2A		A	8/25/2022	2	202208259528244484				-	-	-	-	-	-	-
F1A		A	9/2/2022	6	202209029528350662				-	-	-	-	-	-	-
F2A		A	9/2/2022	2	202209029528350668				-	-	-	-	-	-	-
F6N			10/27/2022	1	202210279543306174				-	-	-	-	-	-	-

F6N			10/25/2022	1	202210259541652232						-	-	-	-	-	-	-
F6N			10/31/2022	1	202210319546694388						-	-	-	-	-	-	-
F6N			11/3/2022	4	202211039546703724						-	-	-	-	-	-	-
F2A	A		11/16/2022	2	202211169546803178						-	-	-	-	-	-	-
F6N			11/7/2022	1	202211079546726102						-	-	-	-	-	-	-
F6N			11/5/2022	1	202211059546711793						-	-	-	-	-	-	-
F6N			10/29/2022	2	202210299546673672						-	-	-	-	-	-	-
F1A	A		12/19/2022	6	202212199574181483						-	-	-	-	-	-	-
F2A	A		12/19/2022	2	202212199574181493						-	-	-	-	-	-	-
Totals																	
												\$1,248,772	\$851,185				

O-Index (2019-2020)															
Cmte. ID: C00811844 Cmte. Name: ANDY OGLES FOR CONGRESS															
Treasurer Name: DATWYLER, THOMAS Address: 29 PUBLIC SQUARE, COLUMBIA, TN 38401															
Cmte. Type: H (HOUSE) Cmte. Designation: P (PRINCIPAL CAMPAIGN COMMITTEE OF A CANDIDATE) Filing Frequency: QUARTERLY FILER															
Form Tp	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltrr Mail Dt	Begin Cash	Recpts	Disb	End Cash	Debts	Loans	Debts & Loans

No records were found for this cycle.

**Response Codes, Due Dates, and Receipt Dates for
Andy Ogles for Congress
(C00811844)**

Standard 4

Report	Response Code	Description	Due Date	Response Date	Points
2022 Q2	N/A ¹	Failure to timely file the July Quarterly Report	N/A	N/A	

Standard 5

Report	Response Code	Description	Due Date	Response Date	Points
Amended 2022 Q3, received 1/05/2023	NR	Receipt of Contribution from Persons/Individuals > \$2,900 (A5-04) Receipt of Contributions from Unregistered Committees or Organizations (A5-36)	3/01/2023	N/A	

Standard 7

Report	Response Code	Description	Due Date	Response Date	Points
2022 Q2	LAR	Missing Schedule A, Line 11(c) Political Committees (A7-14)	11/01/2022	1/05/2023	
Amended 2022 12P, received 1/05/2023	NR	Increased Activity on an Amended Report (A7-55)	3/01/2023	N/A	
2022 Q3	IR	Missing Schedule A, No Main Line Transfer, Includes Memos (modified A7-32) ² Failure to File 48-Hour Notice (A7-24)	1/10/2023	1/05/2023	
Amended 2022 Q3, received 1/05/2023	IR	Increased Activity on an Amended Report (A7-55)	3/01/2023	2/27/2023	
2022 12G	IR	Missing Schedule A, No Main Line Transfer, Includes Memos (modified A7-32) ³	1/10/2023	1/05/2023	
Amended 2022 30G, received 1/05/2023	IR	Failure to File 48-Hour Notice (A7-24)	2/22/2023	2/16/2023	
	NR	Increased Activity on an Amended Report (A7-55)	2/22/2023	N/A	

RFAI Response Codes:

¹ A Notice of Failure to File (RQ-7) was not sent since this was the first report filed by the Committee.

² The RAD Modules reflect the use of blurb A6-52; it was modified to fit the content of A7-32, which is the standard blurb used to cite this issue when it occurs in regard to joint fundraising transfers. Since in this case, the transfers were received from a nominee fund converted to the candidate's authorized committee, the blurb was modified.

³ See footnote 2.

IR = Inadequate Response; Remaining Violation Exceeds RFAI Threshold

LAR = Late Adequate Response

LIR = Late Inadequate Response; Remaining Violation Exceeds RFAI Threshold

LIRB = Late Inadequate Response; Remaining Violation is Below RFAI Threshold

NR = No Response

Andy Ogles for Congress (C00811844)

1. List of Pseudonyms: None.
2. List of All 48-Hour Notices Filed:

Type	New/ Amended	Date Filed	48-Hour Notice Link
48-Hour Notice	N	7/28/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202207289525070052+0
48-Hour Notice	N	7/29/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202207299525081975+0
48-Hour Notice	N	7/31/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202207319525087425+0
48-Hour Notice	N	8/3/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202208039525112835+0
48-Hour Notice	N	8/5/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202208059525134757+0
48-Hour Notice	N	10/25/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202210259541652232+0
48-Hour Notice	N	10/27/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202210279543306174+0
48-Hour Notice	N	10/29/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202210299546673672+0
48-Hour Notice	N	10/31/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202210319546694388+0
48-Hour Notice	N	11/3/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202211039546703724+0
48-Hour Notice	N	11/5/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202211059546711793+0
48-Hour Notice	N	11/7/2022	http://docquery.fec.gov/cgi-bin/fecimg/?_202211079546726102+0
48-Hour Notice	N	2/16/2023 ¹	http://docquery.fec.gov/cgi-bin/fecimg/?_202302169578650591+0

¹ Received after the 2022 General Election.