FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM

September 26, 2023

TO: The Commission

THROUGH: Alec Palmer *AP*
                Staff Director

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

                Krista J. Roche *KJR*
                Director, ADR Office

                Joshua A. Rebollozo *JAR*
                Assistant Director, ADR Office

SUBJECT: Recommendation to Approve Negotiated Settlement
                ADR 1112 - Andy Ogles for Congress and Thomas
                Datwyler, Treasurer (C00811844)

RESOLUTION TERMS: Develop and certify implementation of a process to track
                receipt of, and response to, communications with the
                Commission; certify that a representative of the Committee
                participated in an FEC training; and pay a civil penalty of
                $5,750.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 1112 (AD
A23-09). The ADR Office received this referral from the Commissioners on May 10, 2023.

SUMMARY: The Reports Analysis Division (RAD) referred Andy Ogles for
Congress and Thomas Datwyler, Treasurer (Respondents or the Committee) for a
series of reporting errors and other FECA violations during the 2021-2022 election
cycle. The Committee's errors included, among other items: the failure to file and
late filing of reports; excessive, prohibited, and other impermissible
contributions/transfers; and failure to provide supporting schedules. RAD
additionally referred Respondents for amending its 2022 October Quarterly Report
on January 5, 2023, to disclose additional receipts, totaling $89,877.25, and for the

failure to timely file 48-Hour Notices for the 2022 primary election, totaling $15,800, and for the 2022 general election, totaling $13,700.[1]

During negotiations, the Committee stated the errors were the result of internal miscommunications. Upon receiving notification from the Commission, the Committee corrected all outstanding issues, albeit untimely.

RECOMMENDATIONS:

1. Approve the attached Negotiated Settlement of Andy Ogles for Congress and Thomas Datwyler, Treasurer.

2. Approve the appropriate letters.

3. Close the file on this matter.