

23L-31

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: June 27, 2023

ANALYST: Lauren Hutchison

- I. COMMITTEE: GOA Victory Fund
C00817122
John Velleco, Treasurer
8001 Forbes Place
Suite 202
Springfield, VA 22151
- II. RELEVANT STATUTE: 52 U.S.C. § 30104(g)(1)
11 C.F.R. § 104.4(c)

III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Timely File 24-Hour Reports)

GOA Victory Fund (“the Committee”) failed to timely file one (1) 24-Hour Report totaling \$50,000.00 to support one (1) independent expenditure disclosed on the 2022 Year-End Report, made after the 20th day but more than 24 hours before the day of the 2022 Georgia General Runoff Election held on December 6, 2022 (Attachment 1).

On December 8, 2022, the Committee filed a [24-Hour Report](#) disclosing one (1) independent expenditure, totaling \$50,000.00, made in support of one (1) federal candidate.

On January 31, 2023, the Committee filed the original [2022 Year-End Report](#) covering the period from November 29, 2022 through December 31, 2022. The report included a [Schedule E \(Itemized Independent Expenditures\)](#) disclosing six (6) independent expenditures, totaling \$158,979.99, made in support of one (1) federal candidate.

On April 17, 2023, a [Request For Additional Information \(RFAI\)](#) was sent to the Committee referencing the 2022 Year-End Report. The RFAI noted that the Committee may have failed to timely file one (1) or more of the required 24-Hour Reports of independent expenditures. A chart was included with the RFAI identifying one (1) independent expenditure, totaling \$50,000.00, for which a 24-hour Report had not been timely filed.

On May 19, 2023, the Committee filed an [Amended 2022 Year-End Report](#). The report disclosed no change to the independent expenditures on [Schedule E](#) of the original report.

On May 22, 2023, the Committee filed an [FEC Form 99 \(Miscellaneous Electronic Submission\)](#) in response to the RFAI referencing the 2022 Year-End Report. The Committee stated, in part:

“The 24-Hour Report regarding the independent expenditure of \$50,000.00 for digital advertising by Audacy Operations, Inc. (Las Vegas, NV), which was first disseminated on 11/30/22, was filed seven days late due to the fact that the vendor did not send any confirmation information regarding the IE until Patrick Thomasson of Audacy Operations, Inc. emailed an invoice dated 12/7/22 to the committee at 6:14 p.m. PST on Wednesday, December 7, 2022. As indicated above, the committee filed a 24-Hour Report regarding this IE on the next day, December 8, 2022. The other expenditures during this reporting period were timely reported.

The committee notes that another independent expenditure resulted in a report that the Commission deemed filed late due to a late invoice from the same vendor (IE first disseminated on June 8, 2022). The matter was referred by RAD to the ADR Office, which resulted in a settlement (ADR 1095), and one of the terms of the settlement included a remedial measure to advise vendors of the committee's reporting requirements. The committee is implementing that remedial measure to reduce the risk of this error occurring in the future.”

Since June 1, 2023, the Reports Analysis Division (RAD) logged five (5) communications with a representative of the Committee which reflect efforts to help the Committee voluntarily comply with the Act regarding the matter referenced above. RAD was able to connect with the Committee on one (1) of these occasions and notified Walter Olson, the Committee's Designated Agent, that the Committee would be referred to another Commission office for further review. RAD encouraged the Committee to file an additional FEC Form 99 with any clarifying information for the public record (Attachment 2). To date, no further communications have been received from the Committee regarding this matter.

Filings and correspondence related to the Committee can be found here: [GOA Victory Fund](#).

GOA Victory Fund (C00817122)
[2022 Year-End Report](#)

24-Hour Report Not Timely Filed

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Supported	State and Date of Election	24-Hour Report Filed
Audacy Operations, Inc.	11/30/2022	\$50,000.00 <i>24-Hour Report Required</i>	Walker, Herschel	Georgia-2022 General Runoff (12/6/2022)	12/8/2022