

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE #3826



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

June 22, 2020

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer AP by *KAH*
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: Withdrawal and Resubmission of Reason To Believe Recommendation –
2020 April Quarterly Report for the Administrative Fine Program

We are withdrawing the document circulated to the Commission on June 11, 2020 in order to reflect updates disclosed in filings received by the Commission after the initial submission of this recommendation. On June 17, 2020, Committee to Elect Mauro Garza for U.S. Congress (AF 3811) filed a 2020 April Quarterly Report. The circulation report has been updated to reflect this most recent filing.

Attached is a list of political committees and their treasurers who failed to file the 2020 April Quarterly Report in accordance with 52 U.S.C. § 30104(a). The April Quarterly Report was due on April 15, 2020.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these 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
2020 APRIL QUARTERLY Not Election Sensitive 04/15/2020 H_S_P_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3800	C00700534	ADRIENNE BELL FOR CONGRESS	ADRIENNE BELL	MIMI MONTGOMERY	\$180,159	0	5/15/2020	30	\$11,365	\$326
3801	C00698613	ALBERT CHESTER FOR CONGRESS	ALBERT CHESTER	ALBERT CHESTER	\$124,122	0	4/30/2020	15	\$52,846	\$2,087
3802	C00700476	ALBORS PARA COMISIONADO	JUAN CARLOS ALBORS	IGNACIO FERNANDEZ	\$145,698	0		Not Filed	\$48,566 (est)	\$1,230
3803	C00687657	AMERICAN PRO-ISRAEL PAC		JEANNE SULLIVAN	\$137,162	0		Not Filed	\$137,162 (est)	\$6,541
3804	C00438358	AMSTED INDUSTRIES INCORPORATED PAC		TRISTAN PAIGE LOPEZ	\$131,996	0		Not Filed	\$65,998 (est)	\$3,925
3805	C00204388	BI-COUNTY POLITICAL ACTION COMMITTEE		JEREMY S. KUPFERMAN	\$108,550	0	4/21/2020	6	\$10,000	\$182
3806	C00697862	CAMPAIGN TO SUPPORT THE PRESIDENT		MAUREEN OTIS	\$171,912	0		Not Filed	\$85,956 (est)	\$5,086
3807	C00257121	CITIZENS FOR RUSH	BOBBY LEE RUSH	SHEILA L. JACKSON	\$705,217	0	5/4/2020	19	\$137,417	\$4,329

3809	C00663104	COMMITTEE TO ELECT HP	HAMID PARVIZIAN	DOUNIA METOURI	\$106,911	2		Not Filed	\$106,911 (est)	\$9,811
3810	C00693176	COMMITTEE TO ELECT JOE WALZ	THADDEUS JOSEPH WALZ	ERIKA ANDREA WALZ	\$104,372	0		Not Filed	\$26,093 (est)	\$1,230
3811	C00663435	COMMITTEE TO ELECT MAURO GARZA FOR US CONGRESS	MAURO EVERETT GARZA	ELIZABETH IRIS CASTILLO	\$257,596	1	6/17/2020	*Not Filed	\$56,841	\$4,906
3812	C00452581	COPART INC POLITICAL ACTION COMMITTEE (COPART PAC)		JOE MEISTER	\$182,000	0		Not Filed	\$91,000 (est)	\$5,086
3813	C00728675	DR JAY FOR CONGRESS, INC.	JAY JALISI	JAMES C. THOMAS	\$180,067	0		Not Filed	\$180,067 (est)	\$7,994
3814	C00717025	EMILY ROBINSON FOR CONGRESS	EMILY ROBINSON	EMILY ROBINSON	\$240,480	0		Not Filed	\$120,240 (est)	\$6,541
3815	C00655084	FRIENDS OF MARC FRIEDENBERG	MARC FRIEDENBERG	SEAN MILLER	\$439,083	0		Not Filed	\$146,361 (est)	\$6,541
3816	C00691709	FRIENDS OF MICHAEL WEINSTOCK	MICHAEL S. WEINSTOCK	BRIAN DENKER-YOUNGS	\$132,965	0	4/30/2020	15	\$16,108	\$236
3818	C00717215	HOWARD STEELE FOR CONGRESS	HOWARD LYNN STEELE	ANDREA LESTER	\$136,184	0		Not Filed	\$68,092 (est)	\$3,925
3819	C00581199	JILL STEIN FOR PRESIDENT	JILL STEIN	STEVEN WELZER	\$282,534	14		Not Filed	\$70,634 (est)	\$17,662

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3820	C00710129	JON HOLLIS 4 CONGRESS	JON HOLLIS	JON HOLLIS	\$326,925	0		Not Filed	\$108,975 (est)	\$6,541
3821	C00677872	JONATHAN JENKINS FOR SENATE COMMITTEE	JONATHAN JENKINS	OFFICE OF TREASURER	\$1,049,103	0		Not Filed	\$1,049,103 (est)	\$17,440
3822	C00701508	JOSHUA COLLINS CAMPAIGN COMMITTEE	JOSHUA COLLINS	ANDY LO	\$358,495	0	4/24/2020	9	\$162,556	\$3,117

3824	C00708073	RONDA KENNEDY FOR CONGRESS 2020	RONDA KENNEDY	MICHAEL WARREN KENNEDY	\$100,363	0		Not Filed	\$33,454 (est)	\$1,230
3825	C00707596	SARAH GAD 2020	SARAH GAD	BENJAMIN NAWROCKI	\$185,899	0		Not Filed	\$92,950 (est)	\$5,086
3826	C00615013	SHAUN BROWN FOR VIRGINIA	SHAUN DENISE BROWN	OCTAVIANUS SMITH	\$179,167	0		Not Filed	\$179,167 (est)	\$7,994
3827	C00638148	SHIVA 4 SENATE	SHIVA AYYADURAI	CHRIS MARSTON	\$2,204,642	0	4/21/2020	6	\$2,100,927	\$9,007
3828	C00688069	SUPPORT AMERICAN LEADERS PAC		MAUREEN OTIS	\$956,586	0		Not Filed	\$239,147 (est)	\$9,446

3831	C00676320	UNITED FORWARD 2020 BENZEL FOR CONGRESS	JULIANNE ELIZABETH BENZEL	GREG DON BENZEL	\$202,857	0		Not Filed	\$40,571 (est)	\$1,230
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3833	C00616912	WOMEN VOTE SMART		AMY S. KREMER	\$291,231	0		Not Filed	\$145,616 (est)	\$6,541
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* The committee filed their report more than thirty (30) days after the due date; therefore, the report is considered not filed.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Withdrawal and Resubmission of Reason)	
To Believe Recommendation – 2020 April)	
Quarterly Report for the Administrative)	
Fine Program:)	
ADRIENNE BELL FOR CONGRESS, and	)	AF# 3800
MIMI MONTGOMERY as treasurer;)	
ALBERT CHESTER FOR CONGRESS,	)	AF# 3801
and CHESTER, ALBERT as treasurer;)	
ALBORS PARA COMISIONADO, and	)	AF# 3802
FERNANDEZ, IGNACIO as treasurer;)	
AMERICAN PRO-ISRAEL PAC, and	)	AF# 3803
SULLIVAN, JEANNE as treasurer;)	
AMSTED INDUSTRIES	)	AF# 3804
INCORPORATED PAC, and LOPEZ,)	
TRISTAN PAIGE as treasurer;)	
BI-COUNTY POLITICAL ACTION	)	AF# 3805
COMMITTEE, and KUPFERMAN,)	
JEREMY S as treasurer;)	
CAMPAIGN TO SUPPORT THE	)	AF# 3806
PRESIDENT, and OTIS, MAUREEN as)	
treasurer;)	
CITIZENS FOR RUSH, and JACKSON,	)	AF# 3807
SHEILA L. as treasurer;)	
COMMITTEE TO ELECT HP, and	)	AF# 3809
METOURI, DOUNIA as treasurer;)	
COMMITTEE TO ELECT JOE WALZ,	)	AF# 3810
and WALZ, ERIKA ANDREA as treasurer;)	
COPART INC POLITICAL ACTION	)	AF# 3812
COMMITTEE (COPART PAC), and)	
MEISTER, JOE as treasurer;)	
DR JAY FOR CONGRESS, INC., and	)	AF# 3813
THOMAS, JAMES C as treasurer;)	
EMILY ROBINSON FOR CONGRESS,		AF# 3814
and ROBINSON, EMILY as treasurer;		
FRIENDS OF MARC FRIEDENBERG,)	AF# 3815
and MILLER, SEAN MR. as treasurer;)	

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FRIENDS OF MICHAEL WEINSTOCK,)	AF# 3816
and DENKER-YOUNGS, BRIAN as)	
treasurer;)	
HOWARD STEELE FOR CONGRESS,	)	AF# 3818
and LESTER, ANDREA as treasurer;)	
JILL STEIN FOR PRESIDENT, and		AF# 3819
WELZER, STEVEN as treasurer;		
JON HOLLIS 4 CONGRESS, and	)	AF# 3820
HOLLIS, JON as treasurer;)	
JOSHUA COLLINS CAMPAIGN	)	AF# 3822
COMMITTEE, and LO, ANDY as)	
treasurer;)	

RONDA KENNEDY FOR CONGRESS	)	AF# 3824
2020, and KENNEDY, MICHAEL)	
WARREN as treasurer;)	
SARAH GAD 2020, and NAWROCKI,	)	AF# 3825
BENJAMIN as treasurer;)	
SHAUN BROWN FOR VIRGINIA, and	)	AF# 3826
SMITH, OCTAVIANUS as treasurer;)	
SHIVA 4 SENATE, and MARSTON,	)	AF# 3827
CHRIS as treasurer;)	
SUPPORT AMERICAN LEADERS PAC,	)	AF# 3828
and OTIS, MAUREEN as treasurer;)	

UNITED FORWARD 2020 BENZEL FOR	)	AF# 3831
CONGRESS, and BENZEL, GREG DON)	
MR. as treasurer;)	

WOMEN VOTE SMART, and KREMER,	)	AF# 3833
AMY S as treasurer;)	

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on June 30, 2020 the Commission took the following actions on the Withdrawal and Resubmission of Reason To Believe Recommendation – 2020 April Quarterly Report for the Administrative Fine Program, as recommended in the Reports Analysis Division's Memorandum dated June 22, 2020, on the following committees:

AF#3800 Decided by a vote of 4-0 to: (1) find reason to believe that ADRIENNE BELL FOR CONGRESS, and MIMI MONTGOMERY in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3801 Decided by a vote of 4-0 to: (1) find reason to believe that ALBERT CHESTER FOR CONGRESS, and CHESTER, ALBERT in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3802 Decided by a vote of 4-0 to: (1) find reason to believe that ALBORS PARA COMISIONADO, and FERNANDEZ, IGNACIO in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3803 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICAN PRO-ISRAEL PAC, and SULLIVAN, JEANNE in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

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AF#3804 Decided by a vote of 4-0 to: (1) find reason to believe that AMSTED INDUSTRIES INCORPORATED PAC, and LOPEZ, TRISTAN PAIGE in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3805 Decided by a vote of 4-0 to: (1) find reason to believe that BI-COUNTY POLITICAL ACTION COMMITTEE, and KUPFERMAN, JEREMY S in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3806 Decided by a vote of 4-0 to: (1) find reason to believe that CAMPAIGN TO SUPPORT THE PRESIDENT, and OTIS, MAUREEN in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3807 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS FOR RUSH, and JACKSON, SHEILA L. in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3809 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT HP, and METOURI, DOUNIA in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3810 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT JOE WALZ, and WALZ, ERIKA ANDREA in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the

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

AF#3812 Decided by a vote of 4-0 to: (1) find reason to believe that COPART INC POLITICAL ACTION COMMITTEE (COPART PAC), and MEISTER, JOE in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3813 Decided by a vote of 4-0 to: (1) find reason to believe that DR JAY FOR CONGRESS, INC., and THOMAS, JAMES C in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3814 Decided by a vote of 4-0 to: (1) find reason to believe that EMILY ROBINSON FOR CONGRESS, and ROBINSON, EMILY in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3815 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MARC FRIEDENBERG, and MILLER, SEAN MR. in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3816 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MICHAEL WEINSTOCK, and DENKER-YOUNGS, BRIAN in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3818 Decided by a vote of 4-0 to: (1) find reason to believe that HOWARD STEELE FOR CONGRESS, and LESTER, ANDREA in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3819 Decided by a vote of 4-0 to: (1) find reason to believe that JILL STEIN FOR PRESIDENT, and WELZER, STEVEN in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3820 Decided by a vote of 4-0 to: (1) find reason to believe that JON HOLLIS 4 CONGRESS, and HOLLIS, JON in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3822 Decided by a vote of 4-0 to: (1) find reason to believe that JOSHUA COLLINS CAMPAIGN COMMITTEE, and LO, ANDY in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3824 Decided by a vote of 4-0 to: (1) find reason to believe that RONDA KENNEDY FOR CONGRESS 2020, and KENNEDY, MICHAEL WARREN in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3825 Decided by a vote of 4-0 to: (1) find reason to believe that SARAH GAD 2020, and NAWROCKI, BENJAMIN in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3826 Decided by a vote of 4-0 to: (1) find reason to believe that SHAUN BROWN FOR VIRGINIA, and SMITH, OCTAVIANUS in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the

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

AF#3827 Decided by a vote of 4-0 to: (1) find reason to believe that SHIVA 4 SENATE, and MARSTON, CHRIS in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3828 Decided by a vote of 4-0 to: (1) find reason to believe that SUPPORT AMERICAN LEADERS PAC, and OTIS, MAUREEN in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

AF#3831 Decided by a vote of 4-0 to: (1) find reason to believe that UNITED FORWARD 2020 BENZEL FOR CONGRESS, and BENZEL, GREG DON MR.in his 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.

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AF#3833 Decided by a vote of 4-0 to: (1) find reason to believe that WOMEN VOTE SMART, and KREMER, AMY S in her 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 Hunter, Trainor, Walther, and Weintraub voted affirmatively for the decision.



Attest:

Laura
Sinram

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by
Laura Sinram
Date: 2020.07.08
15:11:28 -04'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AF

July 15, 2020

Octavianus Smith, in official capacity as Treasurer
Shaun Brown for Virginia
1 Beatrice Drive
Hampton, VA 23666

Response Due Date

08/09/2020

C00615013

AF#: 3826

Dear Mr. Smith,

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period January 1, 2020 through March 31, 2020, shall be filed no later than April 15, 2020. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this 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. § 30109(a)(4). On June 30, 2020, the FEC found that there is reason to believe ("RTB") that Shaun Brown for Virginia 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 April 15, 2020. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$7,994. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 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 CFR § 111.34. Your payment of \$7,994 is due within forty (40) days of the finding, or by August 9, 2020, and is based on these factors:

Sensitivity of Report: Not Election Sensitive

Level of Activity: \$179,167

Number of Days Late: Not Filed

Number of Previous Civil Money Penalties Assessed: 0

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

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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 August 9, 2020. 11 CFR § 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 CFR § 111.36(c).

Please note, on June 18, 2020, the Federal Election Commission began the initial phase (Phase I) of its return to normal operations. At this stage, the agency's offices will remain closed to visitors and most of its employees will continue to telework in an effort to limit the spread of coronavirus (COVID-19). The Commission is processing some documents submitted by mail, though processing will not occur on a daily basis until the agency resumes normal mail operations. Nevertheless, a challenge to an RTB finding and/or calculated civil money penalty must be received on time. Thus, all written responses and supporting documentation should be converted to PDF (Portable Document Format) and must be 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 it is 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 CFR § 111.35(b). In order 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 CFR § 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

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service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process 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 CFR § 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 Shaun Brown for Virginia 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 CFR § 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

SHAUN BROWN FOR VIRGINIA

Page 4 of 5

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 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 CFR § 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.

Sincerely,



James E. "Trey" Trainor III
Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$7,994 for the April Quarterly 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

SHAUN BROWN FOR VIRGINIA

Page 5 of 5

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: Shaun Brown for Virginia

FEC ID#: C00615013

AF#: 3826

PAYMENT DUE DATE: August 9, 2020

PAYMENT AMOUNT DUE: \$7,994

**SHAUN BROWN FOR VIRGINIA
1 BEATRICE DRIVE
HAMPTON, VIRGINIA 23666**

September 8,2020

Dear Mr. Holly,

Shaun Brown for Virginia - C00615013

AF#: 3758

Response Due Date: 08/18/2020

Affidavit

"I am Shaun Brown, candidate, of Shaun Brown for Virginia. I am now on home confinement at 1 Beatrice Drive, Hampton, Virginia 23666. As a result of my vulnerability to COVID-19 I have been relocated from Alderson Federal Prison in Alderson, West Virginia back home.

I am providing this challenge to the RTB Finding and/or Civil Money Penalty. My treasurer is currently in quarantine caring for a family member While available by phone it is too risky at the moment for me to meet face to face regarding this challenge.

The **October 2019 Quarterly** report has been filed. There was no activity. A notice of my self surrender to the Norfolk Federal Courthouse in Norfolk, Virginia on March 20,2019 in route to Alderson Federal Prison, was provided anticipating no campaign finance activity.

No bank fees were subtracted by Old Point National Bank of Hampton, Virginia as reflected in the report. The RTB finding indicates a Level of Activity of \$179,167. "

Submitted by.

A handwritten signature in black ink that reads "Shaun D. Brown". The signature is written in a cursive, flowing style.

Shaun Brown



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 6, 2020

REVIEWING OFFICER RECOMMENDATION OFFICE OF ADMINISTRATIVE REVIEW ("OAR")

AF# 3758, AF# 3778, and AF# 3826 – Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer (C00615013)

Summary of Recommendations

Make a final determination in AF# 3758 that the respondents violated 52 U.S.C. § 30104(a) and assess no civil money penalty.

Make a final determination in AF# 3778 that the respondents violated 52 U.S.C. § 30104(a) and assess no civil money penalty.

Make a final determination in AF# 3826 that the respondents violated 52 U.S.C. § 30104(a) and assess no civil money penalty.

Reason-to-Believe Background

The 2019 October Quarterly Report was due on October 15, 2019. The Committee filed the report on September 4, 2020, 325 days late. The report is not election sensitive and was not filed within 30 days of the due date; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1). On June 29, 2020, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2019 October Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter dated July 9, 2020 was sent to the respondents' email address of record by the Reports Analysis Division ("RAD") to notify them of the Commission's RTB finding and civil money penalty.

The 2019 Year-End Report was due on January 31, 2020. The Committee filed the report on September 4, 2020, 217 days late. The report is not election sensitive and was not filed within 30 days of the due date; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1). On June 29, 2020, the Commission found RTB that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2019 Year-End Report. The Commission also made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter dated July 20, 2020 was sent to the respondents' email address of record by RAD to notify them of the Commission's RTB finding and civil money penalty.

The 2020 April Quarterly Report was due on April 15, 2020. The Committee filed the report on September 4, 2020, 142 days late. The report is not election sensitive and was not filed within 30 days of the due date; therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1). On June 29, 2020, the Commission found RTB that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2020 April Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter dated July 15, 2020 was sent to the respondents' email address of record by RAD 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 report for the quarter ending September 30 no later than October 15, a report for the quarter ending December 31 no later than January 31 of the following calendar year, and a report for the quarter ending March 31 no later than April 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(a)(1)(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).

Respondents' Challenges

On September 8, 2020, the Commission received the written responses ("challenges") from the Candidate for AF# 3758, AF# 3778, and AF# 3826. She indicates she was previously incarcerated, and the 2019 October Quarterly, 2019 Year-End, and 2020 April Quarterly Reports have now been filed. She states that there was no activity for each of the reporting periods.

Analysis

The Candidate indicates the civil money penalties calculated at RTB were calculated using an incorrect level of activity. At the time of the RTB findings, the Commission used an estimated level of activity (\$179,167) to calculate the penalties because the reports had not yet been filed. 11 C.F.R. § 111.43(d)(2)(i). On September 4, 2020, the Committee filed the 2019 October Quarterly, 2019 Year-End, and 2020 April Quarterly Reports. Each of the reports discloses \$0 in total receipts and \$0 in total disbursements during each of the reporting periods. 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 2019 October Quarterly, 2019 Year-End, and 2020 April Quarterly reporting periods is \$0. Using the schedule of penalties at 11 C.F.R. § 111.43(a), no civil money penalty should be assessed for a level of activity of \$0.

The Reviewing Officer recommends that the Commission make a final determination in AF# 3758, AF# 3778, and AF# 3826 that the respondents violated 52 U.S.C. § 30104(a) and assess no civil money penalties.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 3758 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 3758 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (3) Adopt the Reviewing Officer recommendation for AF# 3778 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (4) Make a final determination in AF# 3778 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (5) Adopt the Reviewing Officer recommendation for AF# 3826 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (6) Make a final determination in AF# 3826 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (7) Send the appropriate letters.

Attachments

Attachment 1 –
Attachment 2 – Declaration from RAD
Attachment 3 – 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 Shaun Brown for Virginia:
 - A) Non-Filer Letter, dated October 30, 2019, referencing the 2019 October Quarterly Report (sent via electronic mail to: contact.shaun.brown@gmail.com and omannmail2004@yahoo.com);
 - B) Non-Filer Letter, dated February 19, 2020, referencing the 2019 Year-End Report (sent via electronic mail to: contact.shaun.brown@gmail.com and omannmail2004@yahoo.com);
 - C) Non-Filer Letter, dated April 30, 2020, referencing the 2020 April Quarterly Report (sent via electronic mail to: contact.shaun.brown@gmail.com, omannmail2004@yahoo.com and shaun.brown@gmail.com);
 - D) Reason-to-Believe Letter, dated July 9, 2020, referencing the 2019 October Quarterly Report (sent via electronic mail to: contact.shaun.brown1@gmail.com, contact.shaun.brown@gmail.com and omannmail2004@yahoo.com).

- E) Reason-to-Believe Letter, dated July 20, 2020, referencing the 2019 Year-End Report (sent via electronic mail to: contact.shaun.brown1@gmail.com, contact.shaun.brown@gmail.com and omannmail2004@yahoo.com).
- F) Reason-to-Believe Letter, dated July 15, 2020, referencing the 2020 April Quarterly Report (sent via electronic mail to: contact.shaun.brown1@gmail.com, contact.shaun.brown@gmail.com and omannmail2004@yahoo.com).
4. I hereby certify that I have searched the Commission's public records and find that Shaun Brown for Virginia filed the 2019 October Quarterly Report, 2019 Year-End Report, and the 2020 April Quarterly Report with the Commission on September 4, 2020.
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 29th day of October, 2020.

Kristin D. Roser

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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

October 30, 2019

SMITH, OCTAVIANUS, TREASURER
SHAUN BROWN FOR VIRGINIA
1 BEATRICE DRIVE
HAMPTON, VA 23666

IDENTIFICATION NUMBER: C00615013

REFERENCE: OCTOBER QUARTERLY REPORT (07/01/2019 - 09/30/2019)

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 or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately. 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.

The failure to timely file a complete report may result in civil money penalties, an audit or 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. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Jamie Sikorsky in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1137.

SHAUN BROWN FOR VIRGINIA

Page 2 of 2

Sincerely,

A handwritten signature in black ink that reads "Debbie Chacona". The script is cursive and fluid.

Deborah Chacona
Assistant Staff Director
Reports Analysis Division

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

February 19, 2020

SMITH, OCTAVIANUS, TREASURER
SHAUN BROWN FOR VIRGINIA
1 BEATRICE DRIVE
HAMPTON, VA 23666

IDENTIFICATION NUMBER: C00615013

REFERENCE: YEAR-END REPORT (10/01/2019 - 12/31/2019)

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 or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately. 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.

The failure to timely file a complete report may result in civil money penalties, an audit or 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. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Jamie Sikorsky in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1137.

SHAUN BROWN FOR VIRGINIA

Page 2 of 2

Sincerely,

A handwritten signature in black ink that reads "Debbie Chacona". The script is cursive and fluid.

Deborah Chacona
Assistant Staff Director
Reports Analysis Division

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

April 30, 2020

SMITH, OCTAVIANUS, TREASURER
SHAUN BROWN FOR VIRGINIA
1 BEATRICE DRIVE
HAMPTON, VA 23666

IDENTIFICATION NUMBER: C00615013

REFERENCE: APRIL QUARTERLY REPORT (01/01/2020 - 03/31/2020)

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 or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately. The report must be filed with the Federal Election Commission, 1050 First Street, NE, Washington, DC 20002. Please note, the Federal Election Commission has suspended its mail operations in an effort to limit the spread of coronavirus (COVID-19). While most agency operations are unaffected, the Commission will not process any documents submitted on paper, including non-electronically filed reports. We will process the reports once normal operations have resumed. Reports sent by registered mail, overnight delivery, or certified mail, are considered filed with the FEC as of the date of the postmark. Reports submitted by first-class mail or delivery service will be considered filed within 24 hours after the Commission resumes normal mail operations. The FEC does not have statutory authority to extend filing deadlines, but it may choose not to pursue administrative fines against filers prevented from filing by reasonably unforeseen circumstances beyond their control. If you have already filed the report by express, certified or registered mail, please notify us immediately of the certified, registered or express tracking number and the date that the report was sent.

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.

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not

SHAUN BROWN FOR VIRGINIA

Page 2 of 2

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 Jamie Sikorsky in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1137.

Sincerely,

A handwritten signature in black ink that reads "Debbie Chacona". The script is cursive and fluid.

Deborah Chacona
Assistant Staff Director
Reports Analysis Division

250

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 quarterly report for the period ending September 30 no later than October 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on October 15, 2019 for the 2019 October Quarterly Report to be timely filed.
- 3) A principal campaign committee of a candidate shall file a report for the period ending December 31 no later than January 31 of the following year. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on January 31, 2020 for the 2019 Year-End Report to be timely filed.
- 4) A principal campaign committee of a candidate shall file a quarterly report for the period ending March 31 no later than April 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on April 15, 2020 for the 2020 April Quarterly Report to be timely filed.
- 5) 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, Summary, and Detailed Summary Pages of the 2019 October Quarterly Report filed by Shaun Brown for Virginia. The report includes the coverage period of July 1, 2019 through September 30, 2019 and was electronically filed on September 4, 2020.
 - b) Cover, Summary, and Detailed Summary Pages of the 2019 Year-End Report filed by Shaun Brown for Virginia. The report includes the coverage period of October 1, 2019 through December 31, 2019 and was electronically filed on September 4, 2020.
 - c) Cover, Summary, and Detailed Summary Pages of the 2020 April Quarterly Report filed by Shaun Brown for Virginia. The report includes the coverage period of January 1, 2020 through March 31, 2020 and was electronically filed on September 4, 2020.

- 6) 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 November, 2020.

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

SHAUN BROWN FOR CONGRESS

ADDRESS (number and street)

3 ROYAL OKS COURT



Check if different than previously reported. (ACC)

HAMPTON

VA

23666

CITY ▲

STATE ▲

ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00615013

3. IS THIS REPORT



NEW (N)

OR



AMENDED (A)

STATE ▼ DISTRICT

VA

02

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 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 Y

in the State of

5. Covering Period

M M /

D D /

Y Y Y Y Y

through

M M /

D D /

Y Y Y Y Y

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

Brown, Shaun, Denise, Ms,

Type or Print Name of Treasurer

Signature of Treasurer

Brown, Shaun, Denise, Ms,

[Electronically Filed]

Date

M M /

D D /

Y Y Y Y Y

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**FEC FORM 3**
(Revised 05/2016)

SUMMARY PAGE

of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 2 / 9

Write or Type Committee Name

SHAUN BROWN FOR CONGRESS

Report Covering the Period:

From:

M	M	/	D	D	/	Y	Y	Y	Y
0	7		0	1		2	0	1	9

To:

M	M	/	D	D	/	Y	Y	Y	Y
0	9		3	0		2	0	1	9

	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))	0.00	718402.44
(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))	0.00	718402.44
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	0.00	716094.64
(b) Total Offsets to Operating Expenditures (from Line 14)	0.00	0.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	0.00	716094.64
8. Cash on Hand at Close of Reporting Period (from Line 27)	13.88	
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)	5380.00	

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

PAGE 3 / 9

FEC Form 3 (Revised 05/2016)

Write or Type Committee Name

SHAUN BROWN FOR CONGRESS

Report Covering the Period:

From:

M	M	/	D	D	/	Y	Y	Y	Y
0	7		0	1		2	0	1	9

To:

M	M	/	D	D	/	Y	Y	Y	Y
0	9		3	0		2	0	1	9

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)**

0.00

6265.25

(ii) Unitemized

0.00

531.77

(iii) TOTAL of contributions from individuals

0.00

6797.02

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees (such as PACs)

0.00

0.00

(d) The Candidate

0.00

711605.42

(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..

0.00

718402.44

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

0.00

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)

0.00

718402.44

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 9

II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	0.00	716094.64
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	1333.48
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ►	0.00	717428.12

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	13.88
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	0.00
25. SUBTOTAL (add Line 23 and Line 24)	13.88
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	0.00
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	13.88

**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

SHAUN BROWN FOR CONGRESS

ADDRESS (number and street)

3 ROYAL OKS COURT



Check if different than previously reported. (ACC)

HAMPTON

VA

23666

CITY ▲

STATE ▲

ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00615013

3. IS THIS REPORT



NEW (N)

OR



AMENDED (A)

STATE ▼ DISTRICT

VA

02

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

10 / 01 / 2019

through

M M / D D / Y Y Y Y

12 / 31 / 2019

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

Brown, Shaun, Denise, Ms,

Type or Print Name of Treasurer

Signature of Treasurer

Brown, Shaun, Denise, Ms,

[Electronically Filed]

Date

M M / D D / Y Y Y Y

09

D D / Y Y Y Y

04

Y Y Y Y

2020

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
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Only**FEC FORM 3**
(Revised 05/2016)

SUMMARY PAGE

of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 2 / 9

Write or Type Committee Name
SHAUN BROWN FOR CONGRESS

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))	<input type="text" value="0.00"/>	<input type="text" value="718402.44"/>
(b) Total Contribution Refunds (from Line 20(d))	<input type="text" value="0.00"/>	<input type="text" value="0.00"/>
(c) Net Contributions (other than loans) (subtract Line 6(b) from Line 6(a))	<input type="text" value="0.00"/>	<input type="text" value="718402.44"/>
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	<input type="text" value="0.00"/>	<input type="text" value="716094.64"/>
(b) Total Offsets to Operating Expenditures (from Line 14)	<input type="text" value="0.00"/>	<input type="text" value="0.00"/>
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	<input type="text" value="0.00"/>	<input type="text" value="716094.64"/>
8. Cash on Hand at Close of Reporting Period (from Line 27)	<input type="text" value="13.88"/>	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	<input type="text" value="0.00"/>	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	<input type="text" value="5380.00"/>	

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

PAGE 3 / 9

FEC Form 3 (Revised 05/2016)

Write or Type Committee Name

SHAUN BROWN FOR CONGRESS

Report Covering the Period:

From:

M	M	/	D	D	/	Y	Y	Y	Y
1	0		0	1		2	0	1	9

To:

M	M	/	D	D	/	Y	Y	Y	Y
1	2		3	1		2	0	1	9

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)**

0.00

6265.25

(ii) Unitemized

0.00

531.77

(iii) TOTAL of contributions from individuals

0.00

6797.02

(b) Political Party Committees

0.00

0.00

(c) Other Political Committees (such as PACs)

0.00

0.00

(d) The Candidate

0.00

711605.42

(e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..

0.00

718402.44

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

0.00

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)

0.00

718402.44

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 9

II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	0.00	716094.64
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	1333.48
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ►	0.00	717428.12

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....	13.88
24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....	0.00
25. SUBTOTAL (add Line 23 and Line 24)	13.88
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	0.00
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	13.88

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SHAUN BROWN FOR CONGRESS

ADDRESS (number and street)

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CITY ▲

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2. FEC IDENTIFICATION NUMBER ▼

C C00615013

3. IS THIS REPORT



NEW (N)

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AMENDED (A)

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VA

02

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(a) Quarterly Reports:



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July 15 Quarterly Report (Q2)



October 15 Quarterly Report (Q3)



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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

01 / 01 / 2020

through

M M / D D / Y Y Y Y

03 / 31 / 2020

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

Brown, Shaun, Denise, Ms,

Type or Print Name of Treasurer

Signature of Treasurer

Brown, Shaun, Denise, Ms,

[Electronically Filed]

Date

M M / D D / Y Y Y Y

09 / 04 / 2020

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

SUMMARY PAGE

of Receipts and Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 2 / 9

Write or Type Committee Name

SHAUN BROWN FOR CONGRESS

Report Covering the Period:

From:

M	M	D	D	Y	Y	Y	Y
0	1	0	1	2	0	2	0

To:

M	M	D	D	Y	Y	Y	Y
0	3	3	1	2	0	2	0

	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))	0.00	718402.44
(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))	0.00	718402.44
7. Net Operating Expenditures		
(a) Total Operating Expenditures (from Line 17)	0.00	716094.64
(b) Total Offsets to Operating Expenditures (from Line 14)	0.00	0.00
(c) Net Operating Expenditures (subtract Line 7(b) from Line 7(a))	0.00	716094.64
8. Cash on Hand at Close of Reporting Period (from Line 27)	13.88	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
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Toll Free 800-424-9530
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DETAILED SUMMARY PAGE of Receipts

FEC Form 3 (Revised 05/2016)

PAGE 3 / 9

Write or Type Committee Name

SHAUN BROWN FOR CONGRESS

Report Covering the Period:

From:

M	M	/	D	D	/	Y	Y	Y	Y
0	1		0	1		2	0	2	0

To:

M	M	/	D	D	/	Y	Y	Y	Y
0	3		3	1		2	0	2	0

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)**

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15. OTHER RECEIPTS (Dividends, Interest, etc.)

0.00

0.00

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DETAILED SUMMARY PAGE of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 9

II. DISBURSEMENTS	COLUMN A Total This Period	COLUMN B Election Cycle-to-Date
17. OPERATING EXPENDITURES.....	0.00	716094.64
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	1333.48
22. TOTAL DISBURSEMENTS (add Lines 17, 18, 19(c), 20(d), and 21) ►	0.00	717428.12

III. CASH SUMMARY

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25. SUBTOTAL (add Line 23 and Line 24)	13.88
26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....	0.00
27. CASH ON HAND AT CLOSE OF REPORTING PERIOD (subtract Line 26 from Line 25).....	13.88



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

November 30, 2020

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Staff Director

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

Rhiannon Magruder *RM*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3758, AF# 3778, and AF# 3826 – Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer (C00615013)

On June 29, 2020, the Commission found reason to believe (“RTB”) that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2019 October Quarterly Report and made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43 (AF# 3758). On June 29, 2020, the Commission found RTB that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2019 Year-End Report and made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43 (AF# 3778). On June 29, 2020, the Commission found RTB that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2020 April Quarterly Report and made a preliminary determination that the civil money penalty was \$7,994 based on the schedule of penalties at 11 C.F.R. § 111.43 (AF# 3826).

On September 8, 2020, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer Recommendation (“ROR”) dated November 6, 2020 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination in AF# 3758, AF# 3778, and AF# 3826 that the respondents violated 52 U.S.C. § 30104(a) and assess no civil money penalties.

Within 10 days of transmittal of the recommendation, they 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). To date, a response has not been received.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 3758 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 3758 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (3) Adopt the Reviewing Officer recommendation for AF# 3778 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (4) Make a final determination in AF# 3778 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (5) Adopt the Reviewing Officer recommendation for AF# 3826 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination;
- (6) Make a final determination in AF# 3826 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994);
- (7) Send the appropriate letters.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AFs 3758, 3778 and 3826
 Final Determination Recommendation:)
 Shaun Brown for Virginia and)
 Octavianus Smith, in his official capacity)
 as Treasurer (C00615013))

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 17, 2021, the Commission decided by a vote of 6-0 to take the following actions in AFs 3758, 3778, and 3826:

1. Adopt the Reviewing Officer recommendation for AF# 3758 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3758 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994).
3. Adopt the Reviewing Officer recommendation for AF# 3778 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination.
4. Make a final determination in AF# 3778 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994).
5. Adopt the Reviewing Officer recommendation for AF# 3826 involving Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, in making the final determination.

Federal Election Commission
AFs 3758, 3778, and 3826
February 17, 2021

6. Make a final determination in AF# 3826 that Shaun Brown for Virginia and Octavianus Smith, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess no civil money penalty (reduced from the RTB civil money penalty of \$7,994).
7. Send the appropriate letters.

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



Attest:

**Laura
Sinram**

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by
Laura Sinram
Date: 2021.02.19
17:38:39 -05'00'



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 23, 2021

Octavianus Smith, in his official capacity as Treasurer
Shaun Brown for Virginia
1 Beatrice Drive
Hampton, VA 23666

C00615013
AF#: 3826

Dear Mr. Smith:

On June 29, 2020, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Shaun Brown for Virginia and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2020 April Quarterly Report. By letter dated July 9, 2020, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$7,994 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On September 8, 2020, the Office of Administrative Review received your written response challenging the RTB finding.

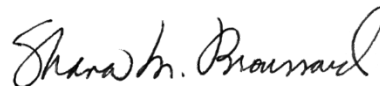
The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission reduce the RTB civil money penalty because it was calculated using an estimated level of activity, make a final determination that Shaun Brown for Virginia and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and based on the actual level of activity disclosed on the 2020 April Quarterly Report filed September 4, 2020 (\$0), assess no civil money penalty in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on November 6, 2020.

On February 17, 2021, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Shaun Brown for Virginia 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 2020 April Quarterly Report (\$0), assessed no civil money penalty (reduced from the RTB civil money penalty of \$7,994). It is based on the same factors used to calculate the civil money penalty at RTB except that the actual rather than the estimated level of activity was used. A copy of the Final Determination Recommendation is attached.

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 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. 1660) or (202) 694-1660.

On behalf of the Commission,

A handwritten signature in black ink, reading "Shana M. Broussard". The signature is written in a cursive, flowing style.

Shana M. Broussard
Chair

THIS IS THE END OF ADMINISTRATIVE FINE CASE #3826