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Federal Election Commission
Washington, DC 20463

MEMORANDUM

SENSITIVE

TO: The Commission

THROUGH: James A. Pehrkon
Staff Director

FROM: Allan D. Silberman
Director, ADR Office

BY: Lynn M. Fraser
Assistant Director, ADR Office

SUBJECT: Case for ADR Activation

DATE: April 29, 2005

On March 21, 2005 the ADR Office received from OGC/CELA the following case to review and determine its appropriateness for ADR processing. Based on that review, we determined that the case, ADR 247/RR 05L-03, is appropriate for ADR and recommend that it be assigned to the ADR Office.

ADR 247/RR 05L-03: RAD referred this matter as the Women's Campaign Fund and Nancy Clack, Treasurer ("Respondents" or the "Committee") filed an amended 2004 April Quarterly Report on July 27, 2004 that disclosed additional receipts totaling \$63,883.22. The additional receipts reflected a 24% increase in itemized and unitemized contributions from individuals/persons other than political committees over the contributions reported in their original 2004 April Quarterly Report filed April 16, 2004. The Committee responded to RAD that it supplied the missing information in an amended report as soon as it was able to do so.

Attached for the Commission's review is the *ADR Case Analysis Report* on ADR 247, along with copies of the EPS and ADR Rating reports. The *ADR Case Analysis Report* includes an analysis of the case and a description of the issues that the ADR Office anticipates addressing if the case is assigned to ADR. In addition, the *ADR Case Analysis Report* has been reviewed by OGC, which concurs in the description of the case.

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If the Commission concurs in the recommendation to assign the matter to ADRO, the above case description will be provided to Respondents as part of ADRO's notification package sent to Respondents.

ADR Director's Recommendation: We recommend that ADR 247/RR 05L-03 be assigned to the ADR Office for processing.

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ADR CASE ANALYSIS REPORT

ADR Case: 247

Respondents:

Women's Campaign Fund

Nancy Clack, Treasurer

RAD Referral: 05L-03

Respondents' Rep.: Nancy Clack

Date Forwarded to ADRO: 3/21/05

Committee Type: Unauthorized

Date Reviewed by ADRO: 3/31/05

Committee Name: Women's Campaign Fund

District & State: N/A

Election Cycle: N/A

Summary of Referral: The Women's Campaign Fund and Nancy Clack, Treasurer ("Respondents" or the "Committee") filed an amended 2004 April Quarterly Report on July 27, 2004 that disclosed additional receipts totaling \$63,883.22. The additional receipts reflected a 24% increase in itemized and unitemized contributions from individuals/persons other than political committees over the contributions reported in their original 2004 April Quarterly Report filed April 16, 2004.

Alleged Violations: 2 U.S.C. § 434(b)(2)(A), 11 C.F.R. §§ 104.3(a)(2)(i)(A), 104.3(a)(2)(i)(B)

Respondents' Reply to RAD: On November 9, 2004 Respondents filed an Etext attachment for the amended 2004 April Quarterly Report stating "The Committee maintains several accounts out of which it conducts its federal activities. The missing information was primarily activity in one account that has a high volume of activity. The Committee amended its report to show the missing information as soon as it was able to do so."

Analysis: The statute and regulations require committees to file reports disclosing all contributions received during the reporting period.

Issues:

- Failure to file receipts 2 U.S.C. § 434(b)(2)(A), 11 C.F.R. §§ 104.3(a)(2)(i)(A), 104.3(a)(2)(i)(B)

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ADR Director's Recommendation: Assign to ADRO

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