

REPORTS ANALYSIS REFERRAL  
TO  
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: January 13, 2009

ANALYST: Erinn Larkin

- I. COMMITTEE: Dallas County Democratic Party  
C00248864  
Darlene Ewing, Treasurer (9/27/06 – present)  
Jeff M. Templeton, Treasurer (7/29/05 – 9/26/06)  
Susan Hays, Treasurer (1/27/05 – 7/28/05)  
Daniel Clayton, Treasurer (10/12/04 – 1/26/05)  
4209 Parry Ave.  
Dallas, TX 75223
- TYPE OF COMMITTEE Party
- II. REGISTRATION: October 9, 1990
- III. BACKGROUND:

The Committee was sent twenty (20) Requests for Additional Information (RFAs) and failed to adequately respond or responded late to thirteen (13) of these requests which included reporting errors involving excessive, prohibited, and other impermissible contributions, mathematical discrepancies, failure to provide supporting schedules, failure to properly itemize contributions from individuals, failure to properly itemize disbursements, Federal Election Activity/Levin funds, allocated federal and non-federal activity, and failure to properly itemize debts.

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<b>VIOLATION DESCRIPTION</b>	<b>REPORT(S)</b>	<b>DETAILS OF VIOLATION</b>
Excessive, Prohibited and Other Impermissible Contributions and Transfers	2005 MY	Schedule A of the Committee's report disclosed the receipt of prohibited contributions totaling \$6,250.00. These contributions were received from three (3) corporations.
Mathematical Discrepancies	2005 MY	The Committee's beginning cash balance, \$3,293.08, was less than the ending cash balance of the Committee's previous report, \$7,034.08, a discrepancy of \$3,741.
Mathematical Discrepancies	2006 M10	The Committee's report contained mathematical discrepancies totaling \$165,309.64.
Failure to Provide Supporting Schedules	2005 Amended MY, received 6/14/06	The Committee's report disclosed additional debt totaling \$16,809.49 for the reporting period.
Failure to Provide Supporting Schedules	2006 Amended Q2, received 12/5/06	<p>The Committee failed to provide supporting schedules totaling \$164,155.19, as detailed below:</p> <ul style="list-style-type: none"> <li>• The Committee's report disclosed additional receipts totaling \$63,201.26 and additional disbursements totaling \$92,392.12 for the reporting period.</li> <li>• The Committee's report disclosed a negative ending cash on hand balance of \$8,561.81 on Line 8 of the Summary Page.</li> </ul>
Failure to Provide Supporting Schedules	2006 Amended M8, received 12/5/06	The Committee's amended report failed to include all of the activity disclosed on Schedule A previously, resulting in a missing schedule of \$14,250.00.
Failure to Provide Supporting Schedules	2006 Amended M8, received 3/11/07	The Committee's report disclosed a negative ending cash on hand balance of \$11,291.45 on Line 8 of the Summary Page.
Failure to Provide Supporting Schedules	2006 Amended M9, received 12/5/06	The Committee's report disclosed a negative ending cash on hand balance of \$8,791.70 on Line 8 of the Summary Page.
Failure to Provide Supporting Schedules	2006 Amended 30G, received 12/16/06	Schedule B of the Committee's report disclosed a refund of a contribution from an individual totaling \$1,732.10. However, the Committee previously disclosed only \$725 in contributions from this individual, a \$1,007.10 discrepancy.
Failure to Provide Supporting Schedules	2006 Amended YE, received 9/24/07	The Committee failed to adequately explain disclosure of additional receipts totaling \$12,144.00 on Line(s) 18(b) of the Detailed Summary Page that were not disclosed on the original report.
Failure to Properly Itemize Contributions from Individuals	2005 MY	The Committee failed to provide adequate identification for 39 of 74 contributions from individuals that require itemization.

Failure to Properly Itemize Contributions from Individuals	2005 Amended YE, received 7/3/06	The Committee failed to provide adequate identification for 71 of 191 contributions from individuals that require itemization.
Failure to Properly Itemize Contributions from Individuals	2006 Amended Q2, received 12/5/06	The Committee failed to provide adequate identification for 18 of 87 contributions from individuals that require itemization.
Failure to Properly Itemize Contributions from Individuals	2006 Amended 30G, received 12/16/06	The Committee failed to provide adequate identification for 35 of 41 contributions from individuals that require itemization.
Failure to Properly Itemize Disbursements	2006 YE	The Committee failed to provide the purpose for 12 of 12 disbursements that require itemization.
Federal Election Activity/ Levin Funds	2006 12G	On Schedule H6, the Committee disclosed \$6,104.62 in disbursements made for "GOTV Mailer," but failed to clarify whether the activity met the definition of Federal Election Activity (FEA) and if the activity met the conditions of exempt party activity.
Federal Election Activity/ Levin Funds	2006 Amended 30G, received 12/16/06	<p>On Schedule H4, the Committee disclosed \$4,863.13 in disbursements made for "Advertising," "Media Buys," "Printing," "Printing paper," and "Radio &amp; Robocall Production," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates or if they expressly advocated the election or defeat of clearly identified Federal candidates.</p> <p>On Schedule H4, the Committee disclosed \$12,695.53 in disbursements made for "Admin Latino mailer," "Drop choices for change postcards," "Hispanic mailer," "Precinct Chair mailing," and "Precinct postcards," but failed to clarify whether the activity met the definition of FEA and if the activity met the conditions of exempt party activity.</p> <p>On Schedule H6, the Committee failed to provide an adequate purpose for disbursements to three (3) payees totaling \$9,761.05.</p> <p>Schedule H6 disclosed \$3,966.09 for apparent reimbursements to individuals; however, the Committee did not provide MEMO entries to itemize vendors, resulting in a \$3,966.09 discrepancy.</p> <p>The Committee's report contained mathematical discrepancies on Schedule L totaling \$750.00.</p> <p>On Schedule H6, the Committee disclosed \$108,534.22 in disbursements made for "Afracia Amer mailer," "Dallas Morning News mailer," "FHL mailer," "Group Walk mailer," "Mailing," "Mailing costs," "Male mailer," "Precinct Chair mailing," "Precinct Mailers," "Print Mailers," and "Womens Mailer Costs &amp; Postage," but failed to clarify whether the activity met the definition of FEA and if the activity met the conditions of exempt party activity. Further, the Committee failed to address an apparent impermissible transfer of \$85,742.09 from the Levin account that occurred as a result of allocating these payments between the Federal and Levin accounts.</p>

		<p>On Schedule H6, the Committee disclosed \$71,026.00 in disbursements made for "Local GOTV Phone Bank," "Media Buys," "Media Buys / Radio &amp; TV Ads," "Media Spots," and "Radio Ads KKDA," but failed to clarify whether these disbursements were FEA public communications that promoted, supported, attacked or opposed Federal candidates, or if they expressly advocated the election or defeat of clearly identified Federal candidates. Further, the Committee failed to address an apparent impermissible transfer of \$56,110.54 from the Levin account that occurred as a result of allocating these payments between the Federal and Levin accounts.</p>
Allocated Federal and Non-Federal Activity	2005 Amended YE, received 7/3/06	<p>The Committee failed to provide a category of allocated activity on Schedule H4 for one (1) disbursement totaling \$3,571.00.</p> <p>On Schedules B and H4, the Committee failed to provide the purpose, amount, and/or mailing address for \$1,825.96 in disbursements disclosed.</p>
Allocated Federal and Non-Federal Activity	2006 Amended 30G, received 12/16/06	<p>On Schedule H4, the Committee disclosed \$27,689.74 in disbursements categorized as "Voter Drive," but failed to clarify whether the activity met the definition of FEA. Further, the Committee failed to address an apparent impermissible transfer of \$21,874.17 from the non-federal account that occurred as a result of allocating these payments between the Federal and non-federal accounts.</p> <p>The Committee failed to address an apparent impermissible transfer of \$3,841.89 from the non-federal account that occurred as a result of allocating payments between the Federal and non-federal accounts on Schedule H4 for apparent FEA public communications.</p> <p>On Schedule H4, the Committee disclosed \$12,695.53 in disbursements made for "Admin Latino mailer," "Drop choices for change postcards," "Hispanic mailer," "Precinct Chair mailing," and "Precinct postcards," but failed to clarify whether the activity met the definition of FEA and if the activity met the conditions of exempt party activity. Further, the Committee failed to address an apparent impermissible transfer of \$10,029.48 from the non-federal account that occurred as a result of allocating these payments between the Federal and non-federal accounts.</p> <p>Schedule H4 disclosed \$5,852.50 for apparent reimbursements to individuals; however, the Committee did not provide MEMO entries to itemize the vendors, resulting in a \$5,852.50 discrepancy.</p> <p>The Committee failed to provide an adequate purpose for a disbursement to one (1) payee totaling \$400.00.</p>
Allocated Federal and Non-Federal Activity	2006 Amended 30G, received 6/5/07	<p>On Schedule H2, the Committee disclosed the ratio as being revised for one (1) fundraising event; however, this event was not previously reported.</p>

Allocated Federal and Non-Federal Activity	2006 YE	Line 18(a) Column A of the Committee's Detailed Summary Page disclosed \$128,719.61 in transfers from the non-federal account for allocable activity for a 3 month period. However, Line 21 (a)(ii) Column A discloses \$40,443.79 as the non-federal share for allocated activity, resulting in an apparent excessive transfer of approximately \$87,712.56 from the non-federal account.
Failure to Properly Itemize Debts	2005 Amended MY, received 6/14/06	The Committee failed to provide the purpose for one (1) debt totaling \$16,809.49 itemized on Schedule D.

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