



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 21, 2013

Cleta Mitchell, Esq.
FOLEY & LARDNER, LLP
3000 K Street, NW #600
Washington, DC 20007

Re: ADR 639 (P-MUR 552)
Robert Waechter

Dear Ms. Mitchell:

The Federal Election Commission (FEC or Commission) referred a compliance issue to the FEC's Alternative Dispute Resolution Office (ADR Office) for processing. The referral by the Office of General Counsel was based on a complaint filed by the Sarasota County Sheriff's Office which alleges a violation of the Federal Election Campaign Act of 1971, as amended, by Robert Waechter. It is understood by this office that you are counsel for Mr. Waechter.

The FEC established the ADR Program to provide an informal means for resolving matters that come before the Commission and to facilitate negotiations directly with Robert Waechter (Respondent). The ADR Program provides Respondents with an opportunity to negotiate settlement of a matter that is mutually agreeable. The negotiations occur prior to any Commission consideration of whether there is reason to believe a violation has occurred. If negotiations are successful, the resulting settlement would conclude the matter.

The Commission, in referring the matter to the ADR Office, determined that the case is eligible for processing in the ADR program. If Respondents decide to participate in the ADR Program, you must: 1) indicate in writing a willingness to have your case submitted for ADR processing; 2) agree to participate in the bilateral interest based negotiations; and 3) waive the statute of limitations while the matter is being processed under the FEC's ADR program.

The issues referred to the ADRO, and the focus of our subsequent negotiations are summarized as follows:

On December 31, 2012, and on January 30, 2013, the Sarasota County Sheriff's Office filed Complaints charging that Robert Waechter (Respondent) made contributions in the name of another totaling \$450. The Complaints were filed after a citizen filed a report with the sheriff's office and an investigation uncovered the activity in question. Respondent was arrested on December 14, 2012 on state charges of identity theft. The first Complaint provides that a \$200 contribution to Keith Fitzgerald for Congress that was made by the Respondent in the name of Lourdes Ramirez. The second Complaint

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provides that a contribution of \$250 was made by the Respondent, also in the name of Lourdes Ramirez, to Obama Victory Fund 2012.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondent(s) would like to participate in ADR processing, you need to affirmatively indicate that on the enclosed Commitment to Submit Matter to ADR form. **Failure to respond affirmatively within fifteen (15) business days of receipt of this letter will be taken as a notice of disinterest in the program and your case will be dropped from further consideration for ADR. In that event, your case will be sent to the FEC's Office of General Counsel for further processing, and the likelihood that the Committee will be audited during the next election cycle will increase.**

This matter has been designated as **ADR 639**. Please refer to this number in future correspondence with the FEC. If you have questions about the ADR Program, please contact the ADRO at my direct dial as indicated below

Sincerely,



Krista J. Roche
Assistant Director
Alternative Dispute Resolution Office

Enclosures: ADR Frequently Asked Questions
Commitment to Submit to ADR & Designation of Representative/Counsel