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**SENSITIVE**

Federal Election Commission  
Washington, DC 20463

**MEMORANDUM**

December 13, 2013

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrick *PCO*  
Chief Compliance Officer

Lynn M. Fraser *LMF*  
Director, ADR Office

SUBJECT: ADR 656 New York State Democratic Committee and John Gulino, Treasurer,  
Recommendation to Approve Settlement Agreement

RESOLUTION TERMS: Send a representative to an FEC conference; certify annually that the Committee conducts quarterly staff conference calls with retained outside counsel to review any updated compliance procedures mandated by the FEC and discuss other trends or changes in the FECA for two years; develop and certify implementation of a compliance operations manual which includes internal controls consistent with the Commission's Best Practices for Committee Management (2009 update) and a process to track receipt of, and response to, communications with the Commission; and pay a civil penalty of \$2,750.

Attached for your review is a signed negotiated ADR Settlement Agreement pertaining to ADR 656 (RAD 13L-34). The ADR Office received this referral on August 15, 2013.

**SUMMARY:** In this case, The Reports Analysis Division (RAD) referred the New York State Democratic Committee and John Gulino, Treasurer (Respondents or the Committee) for failing to disclose all its financial activity on its 2012 30 Day Post-General Report. The Committee filed its original 2012 30 Day Post-General Report on December 6, 2012. Respondents filed Amended 2012 30 Day Post-General Reports on January 31, 2013 and May 22, 2013. The Amended 2012 30 Day Post-General Reports disclosed additional receipts of \$115,661.16.

Recommendation to Approve  
Settlement Agreement  
ADR 656 (RAD 12L-34)  
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