



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

March 31, 2014

Kenneth G. Fall, Chief Government Relations Counsel  
Marsh & McLennan Companies, Inc.  
1166 Avenue of Americas  
New York, New York 10036

Re: ADR 708 (P-MUR 572)  
Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer

Dear Mr. Fall:

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 from the Office of General Counsel (OGC) was based on a *sua sponte* submission filed by the Marsh & McLennan Companies, Inc. PAC, which reflect a possible failure to comply with the Federal Election Campaign Act of 1971, as amended.

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 the Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer (Respondents or the Committee). 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 concludes 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:

SUMMARY: The Marsh & McLennan Companies, Inc. PAC and Karen A. Farrell, Treasurer (Respondents or the Committee) filed a *sua sponte* submission on March 6, 2014 stating that an employee of Marsh & McLennan Companies, Inc., Alex Moczarski, who is not currently a US citizen, permanent resident, or green card holder, made four (4)

annual \$5,000 contributions (2010-2013) to the PAC, a separate segregated fund, in violation of the FECA. The Committee accepted those contributions, also in violation of the FECA. In response to an inquiry from the employee, it was determined that he was not eligible to make, nor the Committee to accept, contributions from an individual who is not currently a US citizen, permanent resident, or green card holder. Respondents issued a refund to the employee on February 14, 2014.

In addition, Respondents did a thorough review to determine whether any other eligibility issues existed with respect to employee contributions to the PAC, and to improve the solicitation and contribution process.

If after reviewing this letter and the enclosed ADR Frequently Asked Questions, which describe the ADR program, Respondents 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 708**. 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,

Lynn M. Fraser, Director  
Alternative Dispute Resolution Office  
202-694-1665

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