



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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SENSITIVE

MEMORANDUM

June 28, 2019

TO: The Commission

THROUGH: Alec Palmer *AP by MAM*
Staff Director

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

Krista J. Roche *KJR*
Director, ADR Office

SUBJECT: ADR 839 McMullin for President Committee Inc and Joel Searby, Treasurer, Recommendation to Approve Negotiated Settlement

RESOLUTION TERMS: Utilize the funds remaining in the Committee's bank account (\$4,254.89) to pay debts; and work with Commission staff to terminate political committee status and reporting obligations.

Attached for your review is a signed Negotiated Settlement pertaining to ADR 839 (RR 17L-14). The ADR Office received this referral that was transferred from the Office of General Counsel on September 15, 2017.

SUMMARY: The Reports Analysis Division (RAD) referred McMullin for President Committee Inc. and Joel Searby, Treasurer, (Respondents or the Committee) for failing to disclose all financial activity. The Committee disclosed a total of \$578,101.47 in debts on amended reports all filed on November 7, 2016. The Committee filed an Amended 2016 September Monthly Report disclosing additional debts of \$169,759.20. The Committee filed an Amended 2016 October Monthly Report to disclose additional debts of \$339,389.57. The Committee also filed an Amended 12 Day Pre-General Report to disclose additional debts of \$68,952.70.

In a response filed by counsel, Respondents contend that invoices were inadvertently omitted from original reports due to a high volume of transactions

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occurring rapidly after the candidate's announcement, three months prior to the general election. Respondents contend that out of hundreds of invoices received and processed, only several that should have been subject to debt reporting were omitted from relevant reports.

RECOMMENDATIONS:

1. Approve the attached negotiated settlement of McMullin for President Committee Inc and Joel Searby, Treasurer.
2. Approve the appropriate letters.
3. Close the file on this matter.