



10 G Street NE, Suite 600 | Washington, DC 20002

April 8, 2022

Federal Election Commission
1050 First Street, N.E.
Washington, D.C. 20463
EMAIL: cela@fec.gov

Re: Black Voters Matter Action PAC (C00753277), Amended RAD Referral 21L-68

Dear Mr. Luckett:

We are writing in response to the Federal Election Commission's (the "**FEC**" or "**Commission**") amended referral letter dated March 24, 2022, regarding Black Voters Matter Action PAC's (the "**Committee**"), late filing of eight independent expenditure reports (the "**Reports**").

The Commission had initially contacted the Committee regarding referral 21L-68 (the "**Referral**") in a letter dated November 18, 2021. The Committee responded to the Commission in a letter dated December 2, 2021, a copy of which is attached here. The Committee incorporates by reference the December 2, 2021 response letter into its response to the amended Referral, which includes one additional independent expenditure that was not included in the initial Referral.

The Committee takes its compliance obligations very seriously. In the 2020 election cycle, it timely disclosed over \$1.5 million in independent expenditure activity. However, the Committee was understaffed during the 2020 holiday season, resulting in inadvertent lapses in the Committee's procedures for reporting independent expenditures for the January 5, 2021 Georgia runoff election. Nonetheless, the Committee filed the independent expenditure reports promptly upon discovering its error.

The independent expenditures that were not timely disclosed were all disseminated between December 23, 2020 and January 3, 2021. Of the 38 independent expenditures that were not reported in a timely manner, 24 expenditures were made to the same payee for a similar set of digital advertising on Facebook.

Given the Committee's good faith efforts to comply with the law, the Committee requests to continue resolution of the amended Referral through the Alternative Dispute Resolution program.

Please let us know if you have any questions.

Regards,



Jonathan S. Berkon
Sarah N. Mahmood

Counsel to Black Voters Matter Action PAC and Kamau Franklin, in his official capacity as Treasurer