

REPORTS ANALYSIS DIVISION REFERRAL
TO
ALTERNATIVE DISPUTE RESOLUTION OFFICE

DATE: July 15, 2013

ANALYST: Christopher Morse

- I. COMMITTEE: American Postal Workers Union
Committee on Political Action
C00010322
Elizabeth Powell, Treasurer
1300 L St., NW
Washington, DC 20005
- II. RELEVANT STATUTE: 2 U.S.C. § 434(b)(8)
11 CFR §§ 104.3(d)
- III. BACKGROUND:

Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)

American Postal Workers Union Committee on Political Action ("the Committee") amended its 2012 12 Day Pre-General Report to disclose additional debts totaling \$160,501.62, which were not disclosed in the original report (Attachment 2).

On October 22, 2012, the Committee filed the original 2012 12 Day Pre-General Report, covering the period from October 1, 2012 through October 17, 2012. The report disclosed \$0.00 in debts on Line 10 (Debts and Obligations Owed By the Committee) of the Summary Page (Image 12940368506).

On December 3, 2012, the Committee filed an Amended 2012 12 Day Pre-General Report. The report disclosed \$160,501.62 in debts on Line 10 of the Summary Page (Image 12940785150; Attachment 2).

On March 25, 2013, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2012 12 Day Pre-General Report, received December 3, 2012. Among other issues, the RFAI requested clarification regarding the

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substantial increase in debts disclosed on the Amended 2012 12 Day Pre-General Report that were not disclosed in the original filing (Image 13330027705).

On April 2, 2013, the Reports Analysis Division (RAD) Analyst spoke to Twee Nguyen, a representative for the Committee. Ms. Nguyen was uncertain how to respond to the RFAI. The Analyst advised her if the Committee wished to provide additional clarifying information, they may file a Miscellaneous Electronic Submission ("Form 99") detailing the information for the public record (Attachment 3).

On April 2, 2013 the Committee filed an Amended 2012 12 Day Pre-General Report in response to the RFAI that disclosed no change in debts from the previous amendment. The amendment included a memo text that stated in full:

"AMENDMENT 2 - Pursuant to Mr. Chris Morse's request on a letter dated 4/29/2013, [American Postal Workers Union Committee on Political Action (APWU)] is resubmitting this report to further clarify that due to a clerical error, a batch contains 2,394 lines for a total of \$11,213.92 was recorded in the '[2012] 12 day pre-general report' although the actual electronic fund transfer was not received until 10/26/2012. The fund transfer received belonged to the '[2012] 30 day post general report' window, and should be recorded as such. However, because of the size of the batch, APWU elected to have the actual fund received date differs from two reports that the receipts affected" (Image 13961238890).

On May 17, 2013, the RAD Analyst again spoke with Ms. Nguyen. The Analyst explained the additional debts disclosed on the Amended 12 Day Pre-General Report, received on December 3, 2012 would be referred for possible further action. The Analyst advised her that if the Committee wished to provide additional clarifying information regarding the increase in debts, they may file a Form 99 detailing the information for the public record. Ms. Nguyen said she would confer with the Committee's treasurer to decide if they would submit a Form 99 (Attachment 3).

To date, no further communications have been received from the Committee regarding these matters.

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