



FEDERAL ELECTION COMMISSION
Washington, DC 20463

Laurence E. Gold
Trister, Ross, Schadler, & Gold, PLLC
1666 Connecticut Ave., NW, 5th Floor
Washington, DC 20009

FEB 13 2019

RE: MUR 7470 (RR 18L-01)
For Our Future

Dear Mr. Gold:

On February 7, 2019, the Federal Election Commission accepted the signed conciliation agreement submitted on behalf of your clients, For Our Future and Sky Gallegos in her official capacity as treasurer (the "Committee"), in settlement of a violation of 52 U.S.C. § 30104(b) & (g), provisions of the Federal Election Campaign Act of 1971, as amended ("Act"). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). Information derived in connection with any conciliation attempt will not become public without the written consent of the Committee and the Commission. See 52 U.S.C. § 30109(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Shonkwiler".

Mark Shonkwiler
Assistant General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 7470 (RR18L-01)
For Our Future and Sky Gallegos in her)
official capacity as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that For Our Future and Sky Gallegos in her official capacity as treasurer ("Respondent") violated 52 U.S.C. § 30104(b) & (g), provisions of the Federal Election Campaign Act of 1971, as amended (the "Act").

NOW, THEREFORE, the Commission and Respondent, having participated in informal methods of conciliation, prior to findings of probable cause to believe, hereby enter into this Conciliation Agreement (the "Agreement"), which provides as follows:

- I. The Commission has jurisdiction over Respondent and the subject matter of this proceeding and this Agreement has the effect of an agreement entered under 52 U.S.C. § 30109(a)(4)(A)(i).
- II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondent enters voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:
 1. Respondent is a non-connected independent-expenditure only political committee that is registered with the Commission. Sky Gallegos is Respondent's treasurer.
 2. Under 52 U.S.C. § 30104(g)(2), any political committee that makes or contracts to make independent expenditures aggregating \$10,000 or more at any time up to and including the

20th day before the date of an election shall file a report describing the expenditures within 48 hours. These filings are known as 48-Hour Reports.

3. During the third quarter of 2016, Respondent filed twenty-seven 48-Hour Reports disclosing a total of \$4,877,139.28 in independent expenditures in support of or opposition to presidential candidates Donald Trump and Hillary Clinton. Respondent's 2016 October Quarterly Report revealed that nine of those 48-Hour Reports for 79 independent expenditures totaling \$336,826.36 instead should have identified ten senatorial candidates as the candidates Respondents supported or opposed. Thus, Respondent failed to file nine 48-Hour Reports informing the public that these independent expenditures supported or opposed those senatorial candidates.

4. On October 27, 2016, Respondent filed an original 2016 12 Day Pre-General Report, which included a Schedule E disclosing 193 independent expenditures totaling \$1,632,877.14 made in support or opposition of 19 federal candidates. The 2016 12 Day Pre-General Report shows that Respondent failed to file two 48-Hour Reports to support twelve independent expenditures totaling \$35,585.44 for the 2016 General Election.

5. The Act requires any political committee to file reports of receipts and disbursements in accordance with 52 U.S.C. § 30104(b). That provision requires political committees other than authorized committees, like Respondent, to report the total amount of disbursements and all individual disbursements. Political committees other than authorized committees must report itemized operating expenditures on Line 21(b) of Schedule B.

6. On January 27, 2017, Respondent filed an Amended 2016 30 Day Post-General Report that disclosed \$6,935,354.78 in disbursements on Schedule B, Line 21(b) of the Detailed Summary Page. On April 13, 2017, Respondent filed an Amended 2016 30 Day Post-General

Report that disclosed \$5,864,103.78 in disbursements on Schedule B, Line 21(b) of the Detailed Summary Page. On August 9, 2017, Respondent filed an Amended 2016 30 Day Post-General Report that disclosed \$5,742,253.71 in disbursements on Schedule B, Line 21(b) of the Detailed Summary Page. This last amended report showed that Respondent failed to identify disbursements totaling \$3,653,001.54 in its original 2016 30 Day Post-General Report.

7. 52 U.S.C. § 30104(b)(8) requires political committees to disclose the amount and nature of outstanding debts and obligations until those debts are extinguished. A debt or obligation of \$500 or less must be reported as of the time that payment is made or within sixty days of the date on which the political committee incurs the debt, whichever comes first, and a debt exceeding \$500 must be disclosed in the report that covers the date on which the debt was incurred.

8. On April 13, 2017, Respondent filed an Amended 2016 October Quarterly Report. The amended report disclosed \$63,407.54 in debts that were not included in its original 2016 October Quarterly Report. On August 9, 2017, Respondent filed an Amended 2016 October Quarterly Report. The amended report disclosed an additional \$4,140.80 in debt that was not included in its original 2016 October Quarterly Report.

9. Respondent contends that its initial reporting errors were inadvertent, unintentional and due to internal accounting errors that largely arose from Respondent's substantial door-to-door canvassing and digital advertising programs. Respondent contends that its internal compliance efforts discovered the errors and that Respondent substantially corrected the initial omissions to report the disbursements and debts at issue prior to receiving the Commission's RFAIs. Respondent also contends that it has since implemented additional compliance procedures and controls in order to timely and accurately report to the Commission.

V. Respondent violated 52 U.S.C. § 30104(g) by failing to file 48-Hour Reports involving a total of \$372,411.80 in independent expenditures. Respondent violated 52 U.S.C. § 30104(b) by failing to report a total of \$3,653,001.54 in disbursements. Respondent violated 52 U.S.C. § 30104(b)(8) by failing to report debts totaling \$67,548.34.

VI. Respondent will take the following actions:

1. Respondent will pay a civil penalty in the amount of fifty-nine thousand dollars (\$59,000) to the Federal Election Commission pursuant to 52 U.S.C. § 30109(a)(5).

2. Respondent will cease and desist from violating 52 U.S.C. § 30104(b) & (g).

VII. The Commission, on request of anyone filing a complaint under 52 U.S.C. § 30109(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lisa J. Stevenson
Acting General Counsel

BY: Kathleen Guith
Kathleen Guith
Associate General Counsel
for Enforcement

2/12/19
Date

FOR "FOR OUR FUTURE":

Brian Farnkoff
Brian Farnkoff
General Counsel

12/19/18
Date

1800001140001