

RAD REFERRAL #: A21-13**DATE:** July 13, 2021**ANALYST:** Connor McGuinness**REPORTS ANALYSIS AUDIT REFERRAL**

I. COMMITTEE: Support American Leaders PAC
 C00688069
 Matthew Nelson Tunstall, Treasurer (7/20/20 – Present)
 Maureen Otis, Treasurer (1/24/20 – 7/19/20)
 Matthew Nelson Tunstall, Treasurer (9/24/18 – 1/23/20)
 1601 Elm Street
 Dallas, TX 75201

TYPE OF COMMITTEE: Nonconnected with Non-Contribution Account

II. REGISTRATION DATE: September 24, 2018

III. MULTICANDIDATE STATUS DATE: Non-Qualified

IV. TOTAL POINTS ASSESSED:

V. SUMMARY OF AUDIT POINTS BY STANDARD:

Standard	#	Description	Total # of Point(s)	Points for Receipts	Points for Disbursements	Other Points
Standard	4	Failure to File Reports and Late Filing	Point(s)			
Standard	5	Excessive, Prohibited and Other Impermissible Contributions and Transfers	Point(s)			
Standard	6	Mathematical Discrepancies	Point(s)			
Standard	9	Failure to Properly Itemize Contributions and Transfers from Political Committees	Point(s)			
Standard	14	Independent Expenditure Reporting Problems – Political Committees (Form 3X)	Point(s)			
		TOTAL	Point(s)			

VI. NOTICES SENT TO AND RESPONSES RECEIVED FROM THE COMMITTEE:

See attached O-Index for the Committee.

VII. PROBLEMS FOR WHICH AUDIT POINTS WERE ASSESSED:**A. Standard 4 - Failure to File Reports and Late Filing:**

Report Type	Due date	Date Filed	Points
2019 MY	7/31/19	10/24/19	
2020 Q1	4/15/20	11/24/20	
2020 Q2	7/15/20	11/24/20	
2020 Q3	10/15/20	11/24/20	
2020 YE	1/31/21	4/15/21	

Standard 4 Total:

Points for Receipts	Points for Disbursements	Other Points

B. Standard 5 – Excessive, Prohibited and Other Impermissible Contributions/Transfers:

Report Type	Violation (Description)	Points
2019 M2	Schedule A supporting Line 11(b) disclosed the receipt of excessive contributions totaling \$114,240.00, or of the Committee's total contributions from individuals, and did not include an indication that they were deposited into the non-contribution account. These contributions were received from one (1) organization.	
2020 30G	Schedule A supporting Line 11(a)(i) disclosed the receipt of excessive contributions totaling \$59,000.00, or of the Committee's total contributions from individuals, and did not include an indication that they were deposited into the non-contribution account. These contributions were received from six (6) individuals.	

Standard 5 Total:

Points for Receipts	Points for Disbursements	Other Points

C. Standard 6 - Mathematical Discrepancies:

Report Type	Violation (Description)	Points
2019 M2	The beginning cash balance, \$12,612.00, was less than the ending cash balance on the previous report, \$33,316.00, a discrepancy of \$20,704.00.	

2019 YE The Committee's report contained mathematical discrepancies totaling \$844,614.35, as detailed below:

The beginning cash balance, \$1,454.67, was less than the ending cash balance on the previous report, \$423,034.51, a discrepancy of \$421,579.84.

The report contained mathematical discrepancies on several lines in Column B totaling \$423,034.51.

2020 Q1 The beginning cash balance, \$78,144.26, was greater than the ending cash balance on the previous report, \$810.07, a discrepancy of \$77,333.56.

Standard 6 Total:

Points for Receipts	Points for Disbursements	Other Points

D. Standard 9 - Failure to Properly Itemize Contributions and Transfers from Political Committees:

Report Type	Violation (Description)	Points
2019 M2	Schedule A supporting Line 11(b) failed to disclose the complete name and address for contributions from one (1) organization totaling \$114,240.00.	

Standard 9 Total:

Points for Receipts	Points for Disbursements	Other Points

E. Standard 14 - Independent Expenditure Reporting Problems – Political Committees (Form 3X):

Report Type	Violation (Description)	Points
2019 F24, received 12/27/19	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for four (4) independent expenditures made totaling \$116,184.81.	
2019 F24, received 12/31/19	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for four (4) independent expenditures made totaling \$19,589.50.	

2019	YE	Schedule E failed to disclose the state of the federal candidate for a Presidential Primary election for eight (8) independent expenditures made totaling \$135,774.31.
2020	F24, received 1/15/20	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for six (6) independent expenditures made totaling \$65,104.93.
2020	F24, received 1/24/20	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for four (4) independent expenditures made totaling \$33,266.43.
2020	F24, received 2/7/20	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for five (5) independent expenditures made totaling \$69,869.40.
2020	F24, received 2/21/20	The 24-Hour Report failed to provide the state of the federal candidate for a Presidential Primary election for four (4) independent expenditures made totaling \$68,519.60.

Standard 14 Total:

Points for Receipts	Points for Disbursements	Other Points

VIII. MATTERS REQUIRING REFERRAL TO OGC/ADRO:

A. OGC –

Excessive, Prohibited and Other Impermissible Contributions or Transfers (Standard 5)

The Committee can be referred to the Office of General Counsel (OGC) for failing to clarify, fully refund, or transfer-out the excessive and prohibited portions of contributions received from one (1) organization, totaling \$114,240.00 during the 2019 calendar year. The Committee also did not include an indication that the contributions were deposited into the non-contribution account.

The Committee can be referred to OGC for failing to clarify, fully refund, or transfer-out the excessive portions of contributions received from six (6) individuals, totaling \$59,000.00 during the 2020 calendar year. The Committee also did not include an indication that the contributions were deposited into the non-contribution account.

Mathematical Discrepancies (Standard 6)

The Committee can be referred to OGC on the 2019 Year-End Report for an opening cash-on-hand discrepancy totaling \$421,579.84.

Independent Expenditure Reporting Problems – Political Committees (Form 3X) (Standard 14)

The Committee can be referred to OGC for failing to disclose the Presidential Primary state for independent expenditures totaling \$135,774.31 during the 2019 calendar year and \$236,760.36 during the 2020 calendar year.

B. ADRO –

None.

IX. OTHER COMMISSION ACTIONS DURING THE 2017-2018 AND 2019-2020 ELECTION CYCLES:

The Committee was the subject of an Administrative Fine matter in which the Committee was assessed a fine of \$9,446.00 for failing to timely file the 2020 April Quarterly Report (AF 3828).

The Committee is currently the subject of three (3) open Administrative Fine matters in which the Commission found reason to believe the Committee failed to timely file the 2020 July Quarterly, October Quarterly, and Year-End Reports (AF 3900, AF 3950, and AF 4187 respectively).

X. OTHER RELEVANT INFORMATION:

The Committee submitted an Amended 2020 Year-End Report on April 18, 2021. Review of this amendment revealed potential violations under Standards 5 (Excessive, Prohibited and Other Impermissible Contributions or Transfers) and 11 (Failure to Properly Itemize Disbursements) for which a Request for Additional Information (RAI) was sent to the Committee. Due to time constraints of the audit referral, these potential violations were not included in this referral.

**Response Codes, Due Dates, and Receipt Dates for
SUPPORT AMERICAN LEADERS PAC
(C00688069)**

Standard 4

Report	Response Code	Description	Due Date	Response Date	Points
2019 MY	N/A	Failure to Timely File Report (RQ-7)	N/A	N/A	
2020 Q1	N/A	Failure to Timely File Report (RQ-7)	N/A	N/A	
2020 Q2	N/A	Failure to Timely File Report (RQ-7)	N/A	N/A	
2020 Q3	N/A	Failure to Timely File Report (RQ-7)	N/A	N/A	
2020 YE	N/A	Failure to Timely File Report (RQ-7)	N/A	N/A	

Standard 5

Report	Response Code	Description	Due Date	Response Date	Points
2019 M2	NR	Carey Committee Does Not Disclose "Non-Contribution Account" for Receipt - Apparent Excessive Receipt (U5-65)	9/17/19	N/A	
2020 30G	NR	Carey Committee Does Not Disclose "Non-Contribution Account" for Receipt - Apparent Excessive Receipt (U5-65)	3/31/21	N/A	

Standard 6

Report	Response Code	Description	Due Date	Response Date	Points
2019 M2	NR	Cash Discrepancy (U6-11)	9/17/19	N/A	
2019 YE	NR	Cash Discrepancy (U6-11)	12/28/20	N/A	
		Column B Totals Incorrect (U6-7)			
2020 Q1	NR	Cash Discrepancy (U6-11)	3/31/21	N/A	

Standard 9

Report	Response Code	Description	Due Date	Response Date	Points
2019 M2	NR	Contributions/Transfers Received Missing Information (U9-1)	9/17/19	N/A	

Standard 14

Report	Response Code	Description	Due Date	Response Date	Points
F24, received 12/27/19	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	3/18/20	N/A	
F24, received 12/31/19	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	3/18/20	N/A	
2019 YE	NR	Schedule E Missing State Information for Presidential Primary Independent Expenditures (U14-9)	12/28/20	N/A	

F24, received 1/15/20	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	3/18/20	N/A	
F24, received 1/24/20	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	3/25/20	N/A	
F24, received 2/7/20	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	3/26/20	N/A	
F24, received 2/21/20	NR	24-Hour Report w/ Missing State Information for Presidential Primary Independent Expenditures (U14-8)	4/1/20	N/A	

**SUPPORT AMERICAN LEADERS PAC
(C00688069)**

1. List of Affiliated Committees:

None.

2. List of Pseudonyms:

None.

3. Coordinated Expenditure Report:

None.

4. List of 24/48-Hour Reports Filed:

Type	Date Filed	Image Number
24-Hour Report	12/27/19	201912279166884222
24-Hour Report	12/31/19	201912319166891425
24-Hour Report	1/15/20	202001159167190479
24-Hour Report	1/24/20	202001249167339868
24-Hour Report	2/7/20	202002079186487563
24-Hour Report	2/21/20	202002219187237447