



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

April 30, 2020

ADRIAN SAENZ, TREASURER
LATINO VICTORY FUND
700 14TH STREET NW, 2ND FLOOR
WASHINGTON, DC 20005

Response Due Date
06/04/2020

IDENTIFICATION NUMBER: C00562777

REFERENCE: MARCH MONTHLY REPORT (02/01/2020 - 02/29/2020)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 2 item(s):

1. Schedule B supporting Line 23 discloses contributions to a federal candidate totaling \$14,400 (see attached). However; the reports filed by your Committee indicate that your Committee's federal account does not contain sufficient funds to make such contribution(s). Commission records indicate that your Committee maintains a Non-Contribution Account consistent with the stipulated judgment in Carey v. FEC

Please be advised that political committees that have established a separate bank account consistent with the stipulated order in Carey v. FEC must ensure that the non-contribution account remains segregated from any accounts used to make contributions to federal candidates and committees. See <https://www.fec.gov/updates/fec-statement-on-carey-v-fec/>.

If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If your Committee has made a prohibited contribution you must notify the recipient and request a refund. The refund of the prohibited amount must be made within thirty (30) days of the receipt of the contribution.

Please inform the Commission of your corrective action promptly by providing the date of the refund request for each contribution. The committee should retain

LATINO VICTORY FUND

Page 2 of 3

for its records copies of the request(s) sent to the recipient committee(s) and refund checks. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action regarding the prohibited contribution(s), your prompt action in obtaining a refund will be taken into consideration.

2. Schedule E of your report indicates that your committee may have failed to file one or more of the required 48 hour report(s) for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20th day before an election. The report must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For information about the report review process or specific filing information for your committee type, please visit www.fec.gov/help-candidates-and-committees. For more information about Requests for Additional Information (RFAI), why you received a letter, and how to respond, please visit www.fec.gov/help-candidates-and-committees/request-additional-information. Should you have any questions regarding this matter or wish to verify the adequacy of your

LATINO VICTORY FUND

Page 3 of 3

response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number(202) 694-1144.

Sincerely,

A handwritten signature in black ink that reads "Terez Ray". The signature is written in a cursive, flowing style.

Terez Ray
Campaign Finance Analyst
Reports Analysis Division

345

Apparent Impermissible, Excessive, and Prohibited Contributions
LATINO VICTORY FUND (C00562777)

Apparent Prohibited Contributions to Candidates

| Contributor Name | Date | Amount | Report |
|------------------------------|-------------|---------------|--------------------|
| BIDEN FOR PRESIDENT | 2/28/20 | \$1,000.00 | 2020 March Monthly |
| CANDACE FOR 24 | 2/21/20 | \$5,000.00 | 2020 March Monthly |
| CRISTINA FOR TEXAS | 2/24/20 | \$2,800.00 | 2020 March Monthly |
| GEORGETTE GOMEZ FOR CONGRESS | 2/10/20 | \$2,800.00 | 2020 March Monthly |
| MARA FOR CONGRESS | 2/7/20 | \$2,800.00 | 2020 March Monthly |

Missing 48 Hour Report (Schedule E)
LATINO VICTORY FUND (C00562777)

| Name of Payee | Dissemination Date | Amount | Candidate | Election |
|----------------------|-------------------------------|---------------|--------------------|-----------------|
| Break Something Inc. | 2/21/20 | \$25,000.00 | BIDEN, JOSEPH R JR | P2020 - NV |