



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

October 31, 2021

DALE VC HOLNESS, TREASURER
HOLNESS FOR CONGRESS
4325 W SUNRISE BLVD
PLANTATION, FL 33313

Response Due Date
12/06/2021

IDENTIFICATION NUMBER: C00776831

REFERENCE: 12 DAY PRE-SPECIAL REPORT (07/01/2021 - 10/13/2021)

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 9 item(s):

1. Schedule A of your report discloses one or more contributions that appear to be from a corporation(s) and/or labor organization(s) (see attached). 52 U.S.C. § 30118(a) (formerly 2 U.S.C. § 441b(a)) and 11 CFR § 103.3(b) prohibit the receipt of contributions from corporations and labor organizations unless made from separate segregated funds established by the corporations and labor organizations.

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

If you have received prohibited contributions, you must make a refund within 30 days of the treasurer becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(1) and (2))

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(a) of the report covering the period in which the refund is made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action to refund the prohibited amount will be taken into consideration.

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2. Schedule A of your report discloses one or more contributions that appear to exceed the limits set forth in the Act (see attached).

An individual or a political committee other than an authorized committee or qualified multi-candidate committee may not make a contribution(s) to a candidate for federal office in excess of \$2,900 per election. An authorized committee may not make a contribution(s) to a candidate for federal office in excess of \$2,000 per election. A qualified multi-candidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (52 U.S.C. § 30116(a) and (f) (formerly 2 U.S.C. § 441a(a) and (f)); 11 CFR § 110.1(b), (e) and (k))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information. If any contribution you received exceeds the limits, you may have to refund the excessive amount.

Excessive contributions may be retained if, within 60 days of receipt, the excessive portions are properly redesignated or reattributed. Guidelines for each option are provided below.

For reattributions, excessive contributions from individuals can be retained if, within 60 days of receipt, the excessive amount is properly reattributed to another person. Please note that reattributions only apply to excessive contributions from individuals. An excessive contribution is considered properly reattributed if (1) the contributors provide the committee with written documentation, signed by each contributor, authorizing a reattribution and indicating the amount of the contribution to be attributed to each contributor; or (2) the committee reattributes by presumption the excessive portion of the contribution if the contribution was made on a written instrument from a joint account and was signed by only one of the account holders. In this case, the treasurer must notify the contributors in writing within 60 days of receiving the contribution that the committee intends to reattribute the excessive portion and must give the contributor an opportunity to request a refund. (11 CFR § 110.1(k)(3)(ii)(B))

For redesignations, the funds can be retained if, within 60 days of receipt, the excessive amount is properly redesignated for a different election. An excessive

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contribution is considered properly redesignated if (1) the committee obtains signed written documentation from the contributor(s) authorizing the redesignation of the contribution for another election, provided that the new designation does not exceed the limitations on contributions made with respect to that election; or (2) your committee redesignates by presumption the excessive portion of the contribution for another election provided that the new designation does not exceed the limitations on contributions made with respect to that election. In this case, the treasurer must notify the contributor of the redesignation in writing within 60 days of the treasurer's receipt of the contribution. The notification must give the contributor an opportunity to request a refund. (11 CFR § 110.1(b)(5)(ii)(B)) Please note that you cannot presumptively redesignate an excessive contribution from a multi-candidate committee. Also, a contribution can only be redesignated to a previous election to the extent that the contribution does not exceed the committee's net debts outstanding for that election. (11 CFR § 110.1(b)(3)(i))

If the foregoing conditions for reattributions or redesignations are not met within 60 days of receipt of the contribution, the excessive amount must be refunded. See 11 CFR § 103.3(b)(1).

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks and/or letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20(a), (b), or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR § 104.8(d)(2), (3) and (4))

Although the Commission may take further legal action concerning the acceptance of excessive contributions, your prompt action to refund, redesignate, and/or reattribute the excessive amount will be taken into consideration.

3. Your report fails to provide proper election designations for contributions disclosed on Schedule A supporting Lines 11(a) and 14. Authorized committees should indicate the election for which the contribution was designated. If no election is designated, the contribution is applied to the next election for the federal office the candidate is seeking after the contribution date. Please be advised that incorrect election designations may result in excessive or impermissible contributions. Please amend your report to clarify election

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designations "O2022, 07/02/2021" and "S2022, Special-Primary". (11 CFR §§ 110.1(b) and 110.2(b))

4. Schedule A of your report discloses one or more contributions that appear to be from a limited liability corporation(s) (LLC) (see attached). 11 C.F.R. §110.1(g) allows the receipt of contributions from LLCs providing the LLC is treated as a partnership for tax purposes, and has not elected to be treated as a corporation by the Internal Revenue Service (IRS). Both LLCs that claim corporate status and those that are publicly traded would be treated as corporations for FECA purposes.

Please amend your report to clarify if the LLCs in question are treated as partnerships. If any apparently prohibited contribution in question was incompletely or incorrectly disclosed, you must amend your original report with clarifying information.

If you have received prohibited contributions, you must make a refund. (11 CFR § 103.3(b)(1)) The refund must be made within 30 days of the treasurer becoming aware of the illegality of the contribution. (11 CFR § 103.3(b)(2))

If you have not already done so, please inform the Commission of your corrective action immediately in writing and provide a photocopy of any refund checks. Refunds must be reported on a Schedule B supporting Line 20(a) of the report covering the period in which the refund was made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, your prompt action to refund the prohibited amount will be taken into consideration.

5. The totals listed on Lines 6(a), 6(b), 6(c), 7(a), 7(c), 11(a)(i), 11(a)(ii), 11(a)(iii), 11(c), 11(e), 16, 17, 20(a), 20(c), 20(d), 21, and 22, Column B of the Summary and Detailed Summary Pages appear to be incorrect. Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for this report and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the election cycle-to-date totals (11/4/2020 through 1/11/2022). (52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)) and 11 CFR § 104.3)

6. The beginning cash balance of this report does not equal the ending balance of your 2021 July Quarterly Report. Please correct this discrepancy and amend all

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subsequent reports that may be affected by the correction. (52 U.S.C. § 30104(b)(1) (formerly 2 U.S.C. § 434(b)(1)) and 11 CFR § 104.3(a)(1))

7. Your report discloses a negative ending cash balance of \$52,612.71. This suggests that you have overdrawn your account, made a mathematical error, or incurred a debt. If your committee has incurred a debt or obligation, please itemize this debt on Schedule D, show a zero balance on Line 8 of the Summary Page and include the amount on Line 10. If the negative ending cash balance is a result of an overdraft, it may constitute a prohibited bank contribution unless it is made on an account that has automatic overdraft protection with usual and customary interest rates and a definite repayment schedule. Please file an amendment to your report to accurately disclose your financial activities. (52 U.S.C. § 30104(b)(8) (formerly 2 U.S.C. § 434(b)(8)) and 11 CFR § 104.3(d))

8. Itemized disbursements must include a brief statement or description of why each disbursement was made. Please amend Schedule B supporting Line 17 of your report to clarify the following descriptions: "Community Outreach," "Consaultant" or "Consultation," "Consultant Fee" or "Consulting Fee," "June Consulting Fee," "NORTH MIAMI BEACH," and "Plantation Merchandise Mart." For further guidance regarding acceptable purposes of disbursement, please refer to 11 CFR 104.3(b)(4)(i)(A).

Additional clarification regarding inadequate purposes of disbursement and a non-exhaustive list of acceptable purposes are available on the FEC website at <http://www.fec.gov/help-candidates-and-committees/purposes-disbursement/>.

9. Schedule B of your report discloses disbursements to Right HR Staffing Solutions, LLC for "Staffing." Please be advised that when itemizing disbursements to companies for payroll services, if the payment to the salary recipient aggregates in excess of \$200 in an election cycle, a memo entry including the name and address of the individual receiving the salary, as well as the date, amount, and purpose of the original disbursement must be provided. Please amend your report to include the missing information or provide clarifying information if memo items are not required. (11 CFR § 104.9)

- Your report disclosed a category of financial activity that appears to be disclosed on the wrong line of the Detailed Summary Page. For your information and consideration when preparing future filings, contributions from political committees should be properly disclosed on a separate Schedule A, supporting Line 11(c) of the Detailed Summary Page. Please refer to the Form 3 instructions for each line when determining the proper categorization(s) for your next filing. (11 CFR § 104.3(a) and (b))

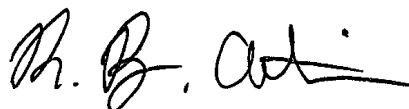
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Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action 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 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) 694-1196.

Sincerely,

A handwritten signature in black ink, appearing to read "B. B. Austin", written in a cursive style.

Bradley Austin

Sr. Campaign Finance & Reviewing Analyst

Apparent Excessive, Prohibited, and Impermissible Contributions
Holness for Congress (C00776831)

Apparent Excessive Contributions from Individuals

Contributor Name	Date	Amount	Election
Alexis, David L	7/7/21	\$2,900.00	S2022, Special Primary
Alexis, David L	7/7/21	\$2,100.00	S2022, Special Primary
Armstrong, William	7/25/21	\$2,900.00	S2022, Special Primary
Armstrong, William	7/25/21	\$2,900.00	S2022, Special Primary
Brandt, Robert	8/17/21	\$2,900.00	S2022, Special Primary
Brandt, Robert	8/17/21	\$2,100.00	S2022, Special Primary
Bravo, Suzette	9/20/21	\$2,800.00	S2022, Special Primary
Bravo, Suzette	10/1/21	\$100.00	S2022, Special Primary
Bravo, Suzette	10/1/21	\$2,700.00	S2022, Special Primary
Cabrerizo, Tomas	8/3/21	\$2,900.00	S2022, Special Primary
Cabrerizo, Tomas	8/3/21	\$2,700.00	S2022, Special Primary

**Apparent Excessive, Prohibited, and Impermissible Contributions
Holness for Congress (C00776831)**

Castro, Renata	8/17/21	\$2,900.00	S2022, Special Primary
Castro, Renata	8/17/21	\$2,900.00	S2022, Special Primary
Cayon, Maurice	8/2/21	\$2,900.00	S2022, Special Primary
Cayon, Maurice	8/2/21	\$2,700.00	S2022, Special Primary
Dalen, Jesse	7/28/21	\$2,900.00	S2022, Special Primary
Dalen, Jesse	7/28/21	\$2,900.00	S2022, Special Primary
Isaza, Camilo	9/29/21	\$2,900.00	S2022, Special Primary
Isaza, Camilo	9/29/21	\$2,900.00	S2022, Special Primary
Koottungal, Viju	9/2/21	\$2,900.00	S2022, Special Primary
Koottungal, Viju	9/2/21	\$100.00	S2022, Special Primary
Ortiz, Rudy	9/23/21	\$2,900.00	S2022, Special Primary
Ortiz, Rudy	9/23/21	\$2,900.00	S2022, Special Primary

**Apparent Excessive, Prohibited, and Impermissible Contributions
Holness for Congress (C00776831)**

Patel, Jayesh	8/29/21	\$5,000.00	S2022, Special Primary
Reddy, Arvind	10/4/21	\$100.00	S2022, Special Primary
Reddy, Arvind	10/4/21	\$2,900.00	S2022, Special Primary
Reynolds, Dwight	9/20/21	\$100.00	S2022, Special Primary
Reynolds, Dwight	9/20/21	\$2,900.00	S2022, Special Primary
Richards, Arleen	9/7/21	\$2,900.00	S2022, Special Primary
Richards, Arleen	9/7/21	\$2,000.00	S2022, Special Primary

Contributions from Possible Prohibited Entities

Contributor Name	Date	Amount	Election
Collective Community Initiative, LLC	7/1/21	\$250.00	S2022, Special Primary
Global Solutions Agency LLC	9/16/21	\$500.00	S2022, Special Primary
Gousse Urology LLC	8/10/21	\$1,500.00	S2022, Special Primary
LandAmerica Holdings and Investments G	10/8/21	\$250.00	S2022, Special Primary

**Apparent Excessive, Prohibited, and Impermissible Contributions
Holness for Congress (C00776831)**

Patterson Construction Group, LLC	9/23/21	\$250.00	S2022, Special- Primary
Solomon Vision Unlimited LLC	9/16/21	\$750.00	S2022, Special Primary