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NAME OF COMMITTEE (In Full)
WIN JUSTICE

FEC IDENTIFICATION NUMBER
C00672394

Mailing Address 1536 U ST NW

City State ZIP Code
WASHINGTON DC 20009

Harmon, Curran, Spielberg & Eisenberg, LLP
1725 DeSales Street NW, Suite 500
Washington, DC 20036

September 15, 2021

Maggie Hanna, Campaign Finance Analyst, Reports Analysis Division
Federal Election Commission
1050 First Street, NE
Washington, DC 20463
ELECTRONICALLY FILED

RE: Win Justice, Committee ID: C00672394;
8/12/2021 RFAI regarding Amended 30 Day Post-General Report, Filed 1/04/2021

Dear Ms. Hanna,

I am writing as counsel to Win Justice (Committee) in response to your August 12, 2021 request for additional information (RFAI) related to the Amended 30 Day Post-General Report filed by the Committee on January 4, 2021 (Amended Post-General Report).

The Committee acknowledges that it failed to timely report certain independent expenditures in support of Joseph R. Biden, as indicated in the first numbered paragraph of the RFAI and the attachment titled Late 24 Hour Report (Schedule E). Each of these items was the result of an oversight later identified by the Committee, and each was disclosed on the Post-General Report and on late 24-hour reports filed after the error was discovered. More details about the particulars of these late reports follow below:

? The entries on Lines 1 and 2 of the attachment titled Late 24 Hour Report (Schedule E) relate to amounts the Committee paid to Solidarity Strategies, LLC for television and radio ads supporting Biden. The Committee initially contracted for these ads on September 2, 2020, making an advance payment of \$50,000 on that date. The first ad ran on September 23, 2020, and the Committee filed a timely 48-hour report on September 25, 2020, reporting \$50,000 payment as an independent expenditure in support of Biden (FEC- 1441441). The Committee also timely reported an additional \$9,750 payment to Solidarity Strategies, LLC for production costs associated with the ad that began running on September 23, 2020 (FEC- 1441440). Additional ads began airing in support of Biden on October 19, 2020 and October 23, 2020, as part of of the \$50,000 expenditure earlier reported on FEC-1441441. Subsequently, the Committee received an invoice from Solidarity Strategies, LLC for additional production costs associated with those ads, and due to an oversight the Committee failed to timely report these additional production costs. The Committee later determined that \$2,600 of the additional cost was attributable to the ad that began airing on October 19, and \$7,500 was attributable to the ad that began airing on October 23. The Committee discovered this oversight in the course of preparing its Post-General Report and filed late 24-hour reports reflecting these additional expenditures on December 21, 2020.

? The entry on Line 3 of the attachment titled Late 24 Hour Report (Schedule E) relates to a payment of \$23,398.32 to the Committee made to Sisneros Strategies, LLC on October 20 for a mailing to be distributed at a future date. That mailing was ultimately distributed on October 31, and was allocable on an equal basis to Joe Biden and a nonfederal candidate. This expenditure should have been disclosed on a 24-hour report filed on or before November 1, but was not reported due to an oversight. The Committee discovered this oversight in the course of preparing its Post-General Report and disclosed the \$11,699.16 independent expenditure in support of Biden on that report, as well as on a late 24-hour report filed on December 21.

The Committee also acknowledges certain discrepancies between certain 24-hour reports of independent expenditures filed

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by the Committee and Schedule E of the Amended Post-General Report, as noted in the second numbered paragraph of the RFAI and the corresponding attachments. The Committee has reviewed the 24-hour reports, identified the sources of these discrepancies, and filed amendments to the relevant reports as follows:

? Most of the discrepancies concerned independent expenditures that began on October 16, 2020, with TOSKR, Inc. dba GetThru as the payee. Because the total cost of those expenditures and their allocation between candidates (federal and nonfederal) was unknown at that time, the Committee initially reported these expenditures as estimates on a 24-hour report that was timely filed on October 16, 2020 (FEC-145164). After receiving the invoice from the vendor, the Committee filed an amendment to revise these estimates on December 23, 2020 (FEC-148178). However, there were errors in some of the amounts and dates of dissemination in that amended filing that the Committee corrected on its Amended Post-General Report, but inadvertently neglected to fix on an amended 24-hour hour report. In addition, in the course of its review the Committee has identified two instances in which expenditures were allocated to the wrong candidate on the Post-General Report. To correct these issues, the Committee filed a new amended 24-hour report on September 8, 2021 (FEC-1537231) and a further amendment to the Amended Post-General Report on September 13, 2021 (FEC-1537782).

? As noted on Line 2 of the attachment titled Missing 24 Hour Report (Schedule E), the Committee disclosed on the Amended Post-General Report a November 12, 2021 payment to Accurate Business Systems that was allocable to doorhangers distributed on October 17, 2021, of which \$1,150.78 was allocable to Biden. The Committee had previously reported payments to the vendor for doorhangers on reports timely filed on October 9 (FEC-1445657), and October 15 (FEC-1454164). However, due to an oversight the Committee neglected to disclose this additional payment until it filed its Post-General Report, and neglected to file a late 24-hour report at that time. Accordingly, the Committee filed a late 24-hour report reflecting this expenditure on September 8, 2021 (FEC-1537229).

I believe that this letter and the amended reports filed previously fully address the concerns raised in the above-referenced RFAI. As I informed you on a recent telephone call, the Committee has decided to end its operations and intends to file a termination report in the near future, after the issues relating to this RFAI have been resolved. If you have any further questions, please feel free to contact me at 202-328-3500.

Very truly yours,
/s/ Richard Eisenberg
Counsel to Win Justice