



AGENDA DOCUMENT NO. 06-42
APPROVED JUNE 22, 2006

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, MAY 25, 2006

PRESENT:

Michael E. Toner, Chairman, presiding

Robert D. Lenhard, Vice Chairman

David M. Mason, Commissioner

Hans A. von Spakovsky, Commissioner

Steven T. Walther, Commissioner

Ellen L. Weintraub, Commissioner

Robert J. Costa, Acting Staff Director

Lawrence H. Norton, General Counsel

Mary W. Dove, Secretary

Chairman Michael E. Toner called the Federal Election Commission to order in an open meeting at 10:15 A.M. on Thursday, May 25, 2006, with a quorum present.

I. ADVISORY OPINION 2006-19

Los Angeles County Democratic Party Central Committee

Agenda Document No. 06-40 (submitted late)

Chairman Toner recognized Vice Chairman Lenhard, who

MOVED to suspend the rules on the timely submission of Agenda Documents in order to consider Agenda Document No. 06-40.

The motion carried on the vote of 6-0 with Commissioners

Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voting affirmatively.

Chairman Toner recognized Mr. Robert Knop of the General Counsel's Office who presented draft Advisory Opinion 2006-19 concerning the application of the Federal Election Campaign Act of 1971, as amended (the "Act"), and Commission regulations to certain get-out-the vote ("GOTV") activities the Los Angeles County Democratic Party Central Committee ("LACDP") is planning to undertake in connection with an election to be held on June 6, 2006.

I. ADVISORY OPINION 2006-19 (continued)

A discussion followed.

Chairman Toner recognized Commissioner Mason, who

MOVED that draft Advisory Opinion 2006-19, as set forth in Agenda Document No. 06-40, be returned to the General Counsel's Office for redrafting to conclude that the direct mail pieces and the prerecorded telephone calls at issue do not constitute get-out-the vote activity; and, to circulate the redraft for approval on a tally vote basis.

The motion carried on the vote of 5-1 with Commissioners

Lenhard, Mason, Toner, von Spakovsky, and Weintraub voting affirmatively. Commissioner Walther dissented.

II. ROUTINE ADMINISTRATIVE MATTERS

There were no routine administrative matters to come before the Commission.

The meeting adjourned at 11:00 A.M.

Signed:

**Michael E. Toner
Chairman of the Commission**

Attest:



**Mary W. Dove
Secretary of the Commission**

