



FEDERAL ELECTION COMMISSION
Washington, DC 20463

MEMORANDUM

February 9, 2023

TO: The Commission

FROM: Charles Kitcher
Associate General Counsel for Enforcement

Jin Lee
Deputy Associate General Counsel for Enforcement

BY: Anne B. Robinson *ABR*
Assistant General Counsel

Elena Paoli *eip*
Attorney

SUBJECT: MUR 8107 (Mike Braun for Indiana) – Revised Factual and Legal Analysis and Conciliation Agreement

On January 24, 2023, the Commission found reason to believe that Mike Braun for Indiana and Thomas Datwyler in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d)(4) by failing to accurately disclose loans and authorized pre-probable cause conciliation.¹ The Commission also directed the Office of General Counsel to make conforming edits to the Factual and Legal Analysis and Conciliation Agreement “to reflect the Commission’s findings.”²

We submit for the Commission’s approval the attached revised Factual and Legal Analysis and Conciliation Agreement.

¹ See Amended Certification ¶ 3.b, d (Jan. 31, 2023).

² *Id.* ¶ 3.c, e.

Memorandum to Commission
MUR 8107 (Mike Braun for Indiana, *et al.*)
Page 2 of 2

RECOMMENDATIONS:

1. Approve the attached revised Factual and Legal Analysis for Mike Braun for Indiana and Thomas Datwyler in his official capacity as treasurer; and
2. Approve the attached revised Conciliation Agreement for Mike Braun for Indiana and Thomas Datwyler in his official capacity as treasurer.