



FEDERAL ELECTION COMMISSION
Washington, DC

February 9, 2024

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2 **MEMORANDUM**

3 **TO:** The Commission

4 **FROM:** Lisa J. Stevenson
5 Acting General Counsel

6 Charles Kitcher
7 Associate General Counsel for Enforcement

8 Adrienne Baranowicz
9 Deputy Associate General Counsel for Enforcement

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

13 Jennifer Waldman *JW*
14 Attorney

15 **SUBJECT:** MUR 8107 (Mike Braun for Indiana)
16 Recommendation to Accept Pre-Probable Cause Conciliation Agreement
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18 On January 24, 2023, the Commission found reason to believe that Mike Braun for
19 Indiana and Thomas Datwyler in his official capacity as treasurer (the "Committee") violated
20 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d)(4) by failing to accurately disclose loans
21 totaling \$11,569,963 and authorized pre-probable cause conciliation.¹ On February 22, 2023, the
22 Commission approved a Factual and Legal Analysis and a pre-probable cause conciliation
23 agreement

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

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3 We believe this negotiated conciliation agreement sufficiently vindicates the
4 Commission's enforcement interests. Therefore, we recommend that the Commission accept the
5 attached negotiated conciliation agreement and close the file.

6 **RECOMMENDATION:**

- 7 1. Accept the attached signed Conciliation Agreement with Mike Braun for Indiana;
8 2. Approve the appropriate letters; and
9 3. Close the file.

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⁸ Fourth Consent to Extend the Time to Commence a Civil Law Enforcement Action, Suit or Proceeding (Jan. 31, 2024). With this additional tolling agreement, the Committee has agreed to a total of 300 days of tolling in this matter.