



AGENDA DOCUMENT NO. 18-33-A

**MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION
THURSDAY, JUNE 7, 2018**

PRESENT: **Caroline C. Hunter, Chair, presiding**
Ellen L. Weintraub, Vice Chair
Matthew S. Petersen, Commissioner
Steven T. Walther, Commissioner
Alec Palmer, Staff Director
Lisa Stevenson, Acting General Counsel
Dayna C. Brown, Secretary and Clerk

Chair Caroline C. Hunter called the Federal Election Commission to order in an open meeting at 10:07 A.M. on Thursday, June 7, 2018 with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

**Minutes for May 10, 2018
Agenda Document No. 18-29-A**

Chair Hunter recognized Vice Chair Weintraub who

MOVED to approve the minutes of the Open Meeting of Thursday, May 10, 2018 as set forth in Agenda Document No. 18-29-A.

The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen, Walther, and Weintraub voting affirmatively for the decision.

II. AUDIT DIVISION RECOMMENDATION MEMORANDUM ON KELLY FOR CONGRESS (KFC) (A17-05)

Memorandum from the Chief Compliance Officer and Audit Division dated May 18, 2018

Agenda Document No. 18-30-A

Chair Hunter recognized Mr. Thomas Hintermister, Ms. Paula Nurthen, and Ms. Rickida Morcomb of the Audit Division. Ms. Nurthen presented the matter regarding the recommendation to approve two (2) Findings: 1) Receipt of Apparent Prohibited Contribution -- Bank Loan; and 2) Receipt of Contributions that Exceed Limits.

Mr. Lorenzo Holloway and Ms. Erin Chlopak of the General Counsel's Office and Ms. Nurthen of the Audit Division participated in the discussion that followed regarding 11 C.F.R. § 100.82; the requirement that collateral be owned by the candidate or committee; perfected security interest in collateral; the totality of the circumstances standard/test; and the relationship between the candidate, the guarantor, and the bank.

Vice Chair Weintraub then

MOVED to approve the Audit Division Recommendation Memorandum on Kelly for Congress (KFC), as set forth in Agenda Document No. 18-30-A.

The motion failed by a vote of 2-2 with Commissioners Walther and Weintraub voting affirmatively for the motion. Commissioners Hunter and Petersen dissented.

Chair Hunter then recognized Commission Petersen who

MOVED to take the following actions:

- 1. Approve Finding 2.**
- 2. Place Finding 1 in Additional Issues.**

The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen, Walther, and Weintraub voting affirmatively for the decision.

III. 2018 MEETING DATES (JULY THROUGH DECEMBER)

**Memorandum from Chair Caroline C. Hunter
Dated May 31, 2018**

Agenda Document No. 18-31-A

Chair Hunter introduced the matter and called for a motion.

Vice Chair Weintraub then

**MOVED to approve the meeting dates as set forth in
Agenda Document No. 18-31-A.**

**The motion carried by a vote of 4-0 with Commissioners Hunter, Petersen,
Walther, and Weintraub voting affirmatively for the decision.**

IV. MANAGEMENT AND ADMINISTRATIVE MATTERS

**There being no further business to come before the Commission, the
meeting adjourned at 10:37 A.M.**

Signed:

**Caroline C. Hunter
Chair of the Commission**

Attest:

**Dayna C. Brown
Secretary and Clerk of the Commission**