



Federal Election Commission
Washington, DC 20463

VIA UPS

September 10, 2015

Richard Bryant

Hammond, IN 46324

Re: ADR 763 (MUR 6906)

Dear Mr. Bryant:

On November 26, 2014, the Federal Election Commission (FEC/Commission) received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and take no action against the Respondents, Marcus Lewis for Congress and Marcus Lewis. In its memorandum to the Commission, dated August 10, 2015, this office stated:

Summary:

On November 17, 2014, Richard Bryant filed a complaint against Marcus Lewis for Congress and Marcus Lewis, a candidate for federal office, (Respondents or the Committee) alleging that Respondents appeared to have raised and spent in excess of \$5,000 on the 2014 General Election for the 2nd Congressional District of Illinois, in which Mr. Lewis was a write-in candidate.

In a written response, dated December 22, 2014, Mr. Lewis indicates that he spent \$11,755 in total for his 2014 campaign. He indicates that he spent \$2,070 on a billboard, \$795 on a website, and \$845 on political campaign palm cards. He further indicates that during the week prior to the election, he spent \$8,045 in radio advertising. The candidate indicates that the funds spent were borrowed. Mr. Lewis ran for Congress twice before (2012 and 2013). He indicates that in his previous campaigns he spent a combined total of \$3,520, and therefore did not file with the FEC.

Based on the fact that Mr. Lewis was not a candidate on the ballot, that there appear to be no contributions received from the public, and the candidate's campaign finance reporting inexperience, the ADR office recommends the Commission

exercise prosecutorial discretion and dismiss the matter in accordance with *Heckler v. Chaney*, 470 U.S. 821 (1985).

Accordingly, the Commission closed its file in this matter on September 10, 2015.

The FEC is obligated by federal regulations to make a finding to terminate its proceedings public, as well as the basis therefore. 11 C.F.R. § 111.20(b). In addition, the Commission will also place on the record copies of the complaint, correspondence exchanged between Respondents and the Commission, and reports prepared for the Commission by this office to assist in its consideration of this matter. Accordingly, copies of documents relative to this matter will be forwarded shortly to the FEC's Public Information Office.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 52 U.S.C. § 30109(a)(8).

Sincerely,



Krista J. Roche, Assistant Director
Alternative Dispute Resolution Office