



Federal Election Commission
Washington, DC 20463

September 8, 2016

Jan Witold Baran
WILEY REIN, LLP
1776 K St, NW
Washington, DC 20006

Re: ADR 801 (P-MUR 590)

Dear Mr. Baran:

On February 11, 2016, the Federal Election Commission (FEC/Commission) received this *sua sponte* submission acknowledging possible 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, The Home Depot Inc. Political Action Committee and Scott Bohrer, Treasurer. In its memorandum to the Commission, dated August 25, 2016, this office stated, in part:

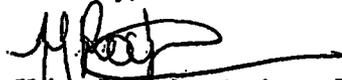
Summary: It is recommended that this matter be dismissed because: Respondents conducted a comprehensive investigation after discovering the processing error errors; the error was voluntarily reported to the FEC; the error involved a small percentage of the Committee's overall activity (.36%); and the Committee took corrective actions, including refunding the impermissible contributions, clarifying the public record and strengthening internal controls to ensure that the error did not occur in the future.

Accordingly, the Commission closed its file in this matter on September 7, 2016.

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