

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AO 2007-09
Kerry-Edwards 2004, Inc., Kerry-) Agenda Documents No. 07-52 and No.
Edwards 2004 General Election Legal) 07-52-A
and Accounting Compliance ("GELAC"))
Fund by counsel, Marc Elias and)
Caroline Goodson)

CERTIFICATION

I, Mary W. Dove, recording secretary of the Federal Election Commission open meeting on July 26, 2007 do hereby certify that the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-2

to approve draft Advisory Opinion 2007-09, as set forth in Agenda Document No. 07-52, as amended by Agenda Document No. 07-52-A, as amended.

Commissioners Lenhard, Mason, and von Spakovsky voted affirmatively for the motion. Commissioners Walther and Weintraub dissented.

2. Decided by a vote of 5-0

to approve draft Advisory Opinion 2007-09, as set forth in Agenda Document No. 07-52, as amended, to reflect that the GELAC account be capped at 5%, as further amended by Agenda Document No. 07-52-A, as amended; and, that the revised draft be circulated to the Commission on a tally vote basis, subject to the deletions of Questions 2 and 4 by the requestor and subject to further amendments at the table.

Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

July 26, 2007
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission