

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) AO 2012-19  
American Future Fund ) Agenda Document No. 12-44

CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission open meeting on June 07, 2012 do hereby certify that the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to:

Approve Draft A subject to the following edits:

- a) On Page 5, Line 16, strike "would lead" and substitute "could lead," and strike the word "absurd."
- b) On Page 7, Lines 18 – 21, strike the entire sentence beginning with "The inclusion."

Commissioners Hunter and McGahn II voted affirmatively for the motion. Commissioners Bauerly, Petersen, Walther and Weintraub dissented.

2. Failed by a vote of 3-3 to:

Approve Draft B as an answer to Advisory Opinion Request 2012-19.

Commissioners Bauerly, Walther and Weintraub voted affirmatively for the motion. Commissioners Hunter, McGahn II and Petersen dissented.

3. Failed by a vote of 3-3 to:

Approve Draft A with respect to the answer to Advertisements 1 through 6 subject to the following edits:

- a) On Page 5, Line 16, strike "would lead" and substitute "could lead," and strike the word "absurd."
- b) On Page 7, Lines 18 – 21, strike the entire sentence beginning with "The inclusion."

Commissioners Hunter, McGahn II and Petersen voted affirmatively for the motion.

Commissioners Bauerly, Walther and Weintraub dissented.

4. Decided by a vote of 4-2 to:

- a) Approve that, when the Office of General Counsel prepares the answer for the requestor, the answer includes answers to the questions for Advertisements 7 and 8 that states that these are electioneering communications.
- b) Circulate appropriate language for the Commission to agree upon.

Commissioners Bauerly, Petersen, Walther and Weintraub voted affirmatively for the decision. Commissioners Hunter and McGahn II dissented.

5. Decided by a vote of 6-0 to:

Approve that, when the Office of General Counsel prepares the answer for the requestor, the answer includes the following:

- a) With respect to Advertisement 4, it states that this Advertisement is not an electioneering communication.
- b) With respect to Advertisements 1, 2, 3, 5 and 6, it states that the Commission could not reach an answer on these Advertisements by the required four votes.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther and Weintraub voted affirmatively for the decision.

Attest:

June 8, 2012  
Date

Shawn Woodhead Werth

Shawn Woodhead Werth  
Secretary and Clerk of the Commission