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By Office of the Commission Secretary at 8:10 am, Aug 12, 2021



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

August 11, 2021

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Congressman Scott Fitzgerald  
c/o Ms. Jessie Augustyn  
Augustyn Law  
1010 E. Washington Ave, #507  
Madison, WI 53703

RE: Advisory Opinion Request 2021-08

Dear Ms. Augustyn:

This letter responds to your letter received via email on June 3, 2021, requesting an advisory opinion on behalf of Congressman Scott Fitzgerald. The purpose of this letter is to inform you that the Commission has concluded its consideration of your advisory opinion request without issuing an advisory opinion.

The Commission publicly released two draft advisory opinions in response to your request. The drafts were identified as Agenda Document Nos. 21-33-A and 21-33-B (released on July 22, 2021). These agenda documents are available on the Commission's website at [www.fec.gov](http://www.fec.gov).

At its Open Meeting of August 11, 2021, the Commission considered but did not approve any of the draft advisory opinions. The Commission voted 3-3 on both Agenda Document Nos. 21-33-A and 21-33-B. The affirmative vote of four members of the Commission is required to render an advisory opinion under the Federal Election Campaign Act. *See* 52 U.S.C §§ 30106(c), 30107(a)(7); *see also* 11 C.F.R. § 112.4(a). Thus, the Commission was unable to render an opinion in this matter.

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If you have any questions, please contact Robert Knop or Kevin Paulsen, attorneys in this Office, at 202/694-1650.

Sincerely,

*N. Stipanovic*

Neven F. Stipanovic  
Associate General Counsel