

**RECEIVED**

By Office of the Commission Secretary at 3:37 pm, Aug 02, 2023

**From:** [Jason Torchinsky](#)  
**To:** [Evan Christopher](#); [Matthew Petersen](#)  
**Cc:** [Joseph Wenzinger](#); [Jessica Furst Johnson](#)  
**Subject:** Re: Advisory Opinion Request (Alamo PAC)  
**Date:** Thursday, July 27, 2023 8:57:32 PM  
**Attachments:** [image156535.png](#)  
[image628586.png](#)  
[image896580.png](#)  
[image343116.png](#)

---

Evan,

Thanks for the call the other day. Here are our responses to the questions:

1. How, and under what authority, would this special committee be constituted?

In AO 2021-06, the Commission approved an arrangement under which a Member of Congress had “no role in the appointment of any member of the special committee” and was not able to review or approve the special committee’s administration of the non-contribution account. Consistent with that AO, we propose that the special committee be appointed and overseen by an employee, consultant or other PAC agent without any input, review, or approval by Senator Cornyn. The PAC’s treasurer could also serve in this role.

2. What do you anticipate will be the corporate and/or administrative relationship between the special committee and Alamo PAC?

The special committee would be an outgrowth of the PAC, charged specifically with the discreet purpose of guiding and overseeing the activities and operation of the non-contribution account, including the fundraising for such account, and the development and dissemination of communications that support or oppose candidates other than Senator Cornyn (or Senator Cornyn’s opponent). The special committee would, in essence, function as a limited-purpose advisory committee to the non-contribution account of Alamo PAC. Importantly, the special committee would not be appointed by, nor overseen by Senator Cornyn.

Please let us know if there is anything else we can do to assist the Commission with this AOR.

Thanks,  
Jason

**Jason Torchinsky**

Partner

Washington, DC

m 202.302.6768

o 202.737.8808

**Holtzman Vogel**

HOLTZMAN VOGEL BARAN TORCHINSKY & IOSEFIAK PLLC



email bio in

DC • VA • FL • AZ [holtzmanvogel.com](http://holtzmanvogel.com)  

#### PRIVILEGED AND CONFIDENTIAL

This communication and any accompanying documents are confidential and privileged. They are intended for the sole use of the addressee. If you receive this transmission in error, you are advised that any disclosure, copying, distribution, or the taking of any action in reliance upon this communication is strictly prohibited. Moreover, any such disclosure shall not compromise or waive the attorney-client, accountant-client, or other privileges as to this communication or otherwise. If you have received this communication in error, please contact me at the above email address. Thank you.

#### DISCLAIMER

Any accounting, business or tax advice contained in this communication, including attachments and enclosures, is not intended as a thorough, in-depth analysis of specific issues, nor a substitute for a formal opinion, nor is it sufficient to avoid tax-related penalties. If desired, Holtzman Vogel Baran Torchinsky & Josefiak PLLC would be pleased to perform the requisite research and provide you with a detailed written analysis. Such an engagement may be the subject of a separate engagement letter that would define the scope and limits of the desired consultation services.

---

**From:** Evan Christopher <EChristopher@fec.gov>  
**Date:** Monday, July 24, 2023 at 3:18 PM  
**To:** Matthew Petersen <mpetersen@HoltzmanVogel.com>, Jason Torchinsky <jtorchinsky@HoltzmanVogel.com>  
**Cc:** Joseph Wenzinger <JWenzinger@fec.gov>, Jessica Furst Johnson <jessica@HoltzmanVogel.com>  
**Subject:** RE: Advisory Opinion Request (Alamo PAC)

Some people who received this message don't often get email from [echristopher@fec.gov](mailto:echristopher@fec.gov). [Learn why this is important](#)

Matt and Jason,

Thank you both for jumping on a call this afternoon on such short notice.

As I mentioned, we received a request from a Commissioner for more information about Alamo PAC's in-the-alternative request to establish a second account "that is administered and overseen by a special committee whose members are appointed without any involvement of, and whose decision-making is not reviewed or approved by, Senator Cornyn." AOR006.

Specifically, the Commissioner would like to know:

1. How, and under what authority, would this special committee be constituted?
2. What do you anticipate will be the corporate and/or administrative relationship between the special committee and Alamo PAC?

As I said before, please let us know if we can provide any additional information or clarification.

Thanks again,

Evan

Evan R. Christopher

---

**From:** Evan Christopher

**Sent:** Thursday, July 20, 2023 3:10 PM

**To:** mpetersen@HoltzmanVogel.com

**Cc:** Joseph Wenzinger <JWenzinger@fec.gov>; jtorchinsky@HoltzmanVogel.com;  
jessica@HoltzmanVogel.com

**Subject:** Advisory Opinion Request (Alamo PAC)

Mr. Petersen,

Do you have a moment this afternoon for a brief call with me and my colleague, Joe Wenzinger, to discuss the above advisory opinion request? It shouldn't take more than 30 minutes. Please advise what time, if any, might work best.

Thank you,

Evan R. Christopher

Attorney | Policy Division

Office of General Counsel

Federal Election Commission