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FEDERAL ELECTION COMMISSION
Washington, DC

August 30, 2024

VIA EMAIL
RETURN RECEIPT REQUESTED

Mark J. Fitzgibbons
President of Corporate Affairs
American Target Advertising, Inc.
9625 Surveyor Court, Suite 400
Manassas, VA 20110
mfitzgibbons@americantarget.com

RE: Advisory Opinion Request 2024-06

Dear Mr. Fitzgibbons:

This letter responds to your letter received on June 21, 2024, requesting an advisory opinion on behalf of American Target Advertising and The Conservative Caucus. 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 No. 24-30-A (released on August 8, 2024) and Agenda Document No. 24-30-B (released on August 22, 2024). These agenda documents are available on the Commission's website, at www.fec.gov.

At its Open Meeting of August 29, 2024, the Commission considered but did not approve either of the draft advisory opinions. The Commission failed by a vote of 3-2 to approve Agenda Document No. 2024-30-B, subject to deleting footnote 16. 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.

If you have any questions, please contact Amy Rothstein or Joseph Wenzinger, attorneys in this Office, at 202/694-1650.

Sincerely,

N. Stipanovic

Neven F. Stipanovic
Associate General Counsel