

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
)
Edward M. Bernstein;) MUR 4999
A Lot of People Supporting)
Ed Bernstein and Michael W.)
Kern, as treasurer;)
Edward M. Bernstein and)
Associates, Inc.)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on October 15, 2003, do hereby certify that the Commission decided by a vote of 4-2 to take the following actions with respect to MUR 4999:

1. Approve the subpoena for deposition and production of documents and order to submit written answers to Edward M. Bernstein, as recommended in the General Counsel's Report dated September 24, 2003.
2. Approve the subpoena for deposition and production of documents and order to submit written answers to Nancy Bernstein, as recommended in the General Counsel's Report dated September 24, 2003.
3. Approve the subpoena for deposition and production of documents and order to submit written answers to Edward Lazarus, as recommended in the General Counsel's Report dated September 24, 2003.

(continued)

4. Approve the subpoena for the deposition of Karl Struble, as recommended in the General Counsel's Report dated September 24, 2003.
5. Approve the subpoena for deposition and production of documents and order to submit written answers to James D. "Rick" Welch, as recommended in the General Counsel's Report dated September 24, 2003.
6. Approve the subpoena for deposition and production of documents and order to submit written answers to Paul Worlie, as recommended in the General Counsel's Report dated September 24, 2003.
7. Approve the subpoena for the production of documents and order to submit written answers to Edward M. Bernstein and Associates, Inc., as recommended in the General Counsel's Report dated September 24, 2003.
8. Approve the subpoena for the production of documents and order to submit written answers to Explosive Media, as recommended in the General Counsel's Report dated September 24, 2003.
9. Authorize the Office of General Counsel to exercise discretion, as appropriate, regarding pre-probable cause conciliation discussions.
10. Approve the appropriate letters.

(continued)

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Commissioners Mason, McDonald, Toner, and Weintraub
voted affirmatively for the decision.

Commissioners Smith and Thomas dissented.

Attest:

October 15, 2003
Date

Darlene Harris
Darlene Harris
Deputy Secretary of
the Commission