

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

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Federer for Congress Committee and) MUR 5039R;

Thomas M. Busken, as treasurer; ) MUR 5112;

William J. Federer; ) Pre-MUR 399

Mark Ludwig; )

Hutchings Marketing, Inc.; )

Paul Matteucci; )

Sue Federer )

MUR # 5383

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on August 27, 2003, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to the above-captioned matter:

In MUR 5039R:

1. Find no reason to believe that Federer for Congress Committee and Thomas M. Busken, as treasurer, violated 2 U.S.C. §§ 434(b) and 441a(f).
2. Find no reason to believe that Mark Ludwig violated any provision of the Act in MUR 5039R.
3. Find no reason to believe that William J. Federer violated any provision of the Act in MUR 5039R.

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4. Close the file in MUR 5039R.
5. Approve the appropriate letters, as recommended in the General Counsel's Report dated August 19, 2003.

In MUR 5112:

6. Find reason to believe that Federer for Congress Committee and Thomas M. Busken, as treasurer, violated 2 U.S.C. § 434(b).
7. Find no reason to believe that Hutchings Marketing, Inc., violated any provision of the Act in MUR 5112 and close the file as it pertains to them.
8. Find no reason to believe that William J. Federer violated 2 U.S.C. § 439a and close the file as it pertains to him.
9. Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated August 19, 2003

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10. Approve the appropriate letters, as recommended in the General Counsel's Report dated August 19, 2003.

In Pre-MUR 399:

11. Open a MUR in Pre-MUR 399.
12. Find reason to believe that Federer for Congress Committee and Thomas M. Busken, as treasurer, violated 2 U.S.C. § 441b(a).
13. Find reason to believe that Paul Matteucci violated 2 U.S.C. § 441b(a).
14. Find no reason to believe that Sue Federer violated 2 U.S.C. § 439a and close the file with respect to her.
15. Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated August 19, 2003
16. Enter into conciliation with Federer for Congress Committee and Thomas M. Busken, as treasurer, prior to a finding of probable cause to believe and approve the Conciliation Agreement, as recommended in the General Counsel's Report dated August 19, 2003

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17. Enter into conciliation with Paul Matteucci prior to a finding of probable cause to believe and approve the proposed Conciliation Agreement, as recommended in the General Counsel's Report dated August 19, 2003
18. Approve the appropriate letters, as recommended in the General Counsel's Report dated August 19, 2003.

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

Attest:

August 27, 2003  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of  
the Commission