

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5158
Brady Campaign to Prevent Gun)
Violence f/k/a/ Handgun Control, Inc.;)
Brady Voter Education Fund f/k/a/)
Handgun Control Voter Education Fund)
and Mark A. Ingram, as treasurer; James)
S. Brady; Sarah Brady; Bill Nelson for)
U.S. Senate and Peggy Gagnon, as)
treasurer; Robb for Senate and Thomas J.)
Lehner, as treasurer; Handguncontrol.org)
a/k/a bradycampaign.org)

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on January 11, 2005, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-2 to pass a motion to:
 - a. Take no further action as to Bill Nelson for U.S. Senate and Peggy Gagnon, as treasurer.
 - b. Take no further action as to Robb for Senate and Thomas J. Lehner, as treasurer; Handguncontrol.org; and James S. Brady.
 - c. Deny Respondents' request that the Commission take no further action in this matter.
 - d. Authorize the Office of General Counsel to enter into pre-probable cause conciliation with the Brady Campaign to Prevent Handgun Violence, the Brady Voter Education Fund and Mark A. Ingram, as treasurer.

- e. Approve the Conciliation Agreement, as recommended in the General Counsel's Report dated December 7, 2004; subject to the following revisions:

Commissioners McDonald, Thomas, and Weintraub voted affirmatively for the motion. Commissioners Mason and Smith dissented. Commissioner Toner recused himself with respect to this matter and did not vote.

2. Decided by a vote of 5-0 to:

- a. Take no further action as to Bill Nelson for U.S. Senate and Peggy Gagnon, as treasurer.
- b. Take no further action as to Robb for Senate and Thomas J. Lehner, as treasurer; Handguncontrol.org; and James S Brady.
- c. Deny Respondents' request that the Commission take no further action in this matter.
- d. Authorize the Office of General Counsel to enter into pre-probable cause conciliation with the Brady Campaign to Prevent Handgun Violence, the Brady Voter Education Fund and Mark A. Ingram, as treasurer.
- e. Approve the Conciliation Agreement, as recommended in the General Counsel's Report dated December 7, 2004; subject to the following revisions:

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Commissioners Mason, McDonald, Smith, Thomas, and Weintraub voted affirmatively for the decision. Commissioner Toner recused himself with respect to this matter and did not vote.

Attest:

January 12, 2005
Date

Darlene Harris

Darlene Harris
Deputy Secretary of the Commission

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