

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
)
Spirit of America PAC and) MUR 5181
Garrett Lott, as treasurer;)
Ashcroft 2000 and Garrett)
Lott, as treasurer;)
Precision Marketing, Inc.;)
Precision List, Inc.)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on September 30, 2003, do hereby certify that the Commission took the following actions with respect to MUR 5181:

A. Decided by a vote of 5-1 to:

Find probable cause to believe that Spirit of America PAC and Garrett Lott, as treasurer, violated 2 U.S.C. §§ 441a(a)(2)(A) and 434(b), and Ashcroft 2000 and Garrett Lott, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b).

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

Commissioner Smith dissented.

(continued)

B. Failed by a vote of 2-4 to pass a motion to:

Find probable cause to believe that
Ashcroft 2000 and Garrett Lott, as
treasurer, and Spirit of America PAC
and Garrett Lott, as treasurer,
violated 2 U.S.C. §§ 441a(a)(1)(A),
441a(f), 433(b), and 434(b).

Commissioners Smith and Toner voted affirmatively
for the motion.

Commissioners Mason, McDonald, Thomas, and Weintraub
dissented.

(continued)

23-04-406-27-4

PAGE 3 HAS BEEN DELETED

G. Decided by a vote of 5-1 to:

- 1) Approve the conciliation agreement as set forth at Attachment 2 of General Counsel's Report #4 dated June 30, 2003; as further revised at the table,
- 2) Take no further action and close the file regarding Precision Marketing, Inc. and Precision List, Inc.
- 3) Take no further action regarding Ashcroft 2000 and Garrett Lott, as treasurer, in connection with the reason to believe finding with respect to 2 U.S.C. § 441b(a).
- 4) Approve the appropriate letters.

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

Commissioner Weintraub dissented.

Attest:

October 2, 2003
Date

Darlene Harris
Darlene Harris
Deputy Secretary of
the Commission