

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 5322 and 5299
MUR 5322: Gordon Smith for U.S.)
Senate, Inc. (96) and Stan Huckaby, as)
treasurer; Senator Gordon H. Smith;)
Sharon L. Smith; MUR 5299: Gordon)
Smith for U.S. Senate, Inc. (96) and)
Stan Huckaby, as treasurer; Gordon)
Smith for U.S. Senate and Stan)
Huckaby, as treasurer; Gordon Smith)
for U.S. Senate 2002, Inc. and Lisa)
Lisker, as treasurer; Senator Gordon H.)
Smith; U.S. Bancorp)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on November 09, 2004, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MURs 5322 and 5299:

1. Take no action with respect to the complaint in MUR 5299 and close the file in that MUR.
2. Find no reason to believe that Sharon L. Smith violated 2 U.S.C. §§ 441a(a)(1) or (3).
3. Find no reason to believe that Gordon H. Smith, Gordon Smith for U.S. Senate and Stan Huckaby, as treasurer, and Gordon Smith for U.S. Senate, Inc. (96) and Stan Huckaby, as treasurer, violated 2 U.S.C. § 441a(f), with regard to the repayment of the \$2,000,000 line of credit extended by United States Bank of Oregon in 1995.
4. Dismiss the complaint in MUR 5322 as it pertains to Smith for Senate 2002, Inc. and Lisa Lisker, as treasurer.

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5. Find reason to believe that Gordon Smith for U.S. Senate, Inc. (96) and Stan Huckaby, as treasurer, violated 2 U.S.C. §§ 434(b)(4)(D) and 434(b)(8).
6. .
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7. Approve the appropriate Factual and Legal Analysis.
8. Approve the appropriate letters.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub

voted affirmatively for the decision.

Attest:

November 9, 2004
Date

Darlene Harris

Darlene Harris
Deputy Secretary of the Commission

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