



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Ms. Katie Baker, Finance Director
Artur Davis 2010
P.O. Box 1845
Birmingham, Alabama 35201

SEP 27 2010

RE: MUR 6263
Artur Davis 2010
Katie Baker

Dear Ms. Baker:

On March 23, 2010, the Federal Election Commission notified Artur Davis 2010 and you, as Finance Director of Artur Davis, of a complaint alleging violations of the Federal Election Campaign Act of 1971, as amended (the "Act"). On September 21, 2010, the Commission found, on the basis of the information in the complaint, there is no reason to believe Artur Davis 2010 and you, as Finance Director of Artur Davis 2010, violated the Act. Accordingly, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). The Factual and Legal Analysis, which explains the Commission's finding, is enclosed for your information.

If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter at (202) 694-1650.

Sincerely,

Susan L. Lebeaux
Acting Deputy Associate General Counsel

Enclosure
Factual and Legal Analysis

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Artur Davis 2010
Katie Baker

MUR: 6263

I. INTRODUCTION

This matter was generated by a complaint filed with the Federal Election Commission ("Commission") by Rev. Frederick J. Zylman, III. *See* 2 U.S.C. § 437g(a)(1). The complaint alleges illegal expenditures and misuse of campaign funds by The Committee to Re-Elect Artur Davis to Congress and Byron Perkins, in his official capacity as treasurer, ("Committee") directly for the benefit of Artur Davis 2010, Davis's campaign for Alabama governor, and Katie Baker, Finance Director of Artur Davis 2010. Specifically, the complaint alleges that the Committee violated the personal use prohibition of the Federal Election Campaign Act of 1971, as amended ("the Act"), set forth at 2 U.S.C. §439a(a)(5), because the Committee allegedly violated state law in connection with the donations.

While the complaint alleges that Artur Davis 2010 and Katie Baker, Finance Director of the Artur Davis 2010, directly benefited from the alleged illegal expenditures and misuse of federal funds, the complaint contains no information to suggest that either of them violated the Act by accepting funds from the Committee to Re-Elect Artur Davis to Congress. Moreover, there appears to be no provision of the Act that would prohibit the state committee from accepting these funds.

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II. CONCLUSION

Based on the above, there is no reason to believe that Artur Davis 2010 and Katie Baker, Finance Director of Artur Davis 2010, violated the Act, and the Commission closes the file.

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