

BEFORE THE FEDERAL ELECTION COMMISSION

2010 DEC -3 PM 12: 57

CELA

In the Matter of)
)
Robert E. Kirkland; Kirkland for)
Congress and Ronald H. Kirkland, in his) MUR 6277
official capacity as treasurer; Ronald H.)
Kirkland)

CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission executive session, do hereby certify that on December 01, 2010, the Commission took the following actions in the above-captioned matter:

1. Failed on a vote of 1-5 to:

- a. Find reason to believe that Robert E. Kirkland violated 2 U.S.C. § 441a(a)(1)(A).
- b. Find reason to believe that Kirkland for Congress and Ronald H. Kirkland, in his official capacity as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b).
- c. Take no action at this time as to Ronald H. Kirkland in his personal capacity.
- d. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated September 27, 2010.
- e. Authorize the use of compulsory process in this matter.
- f. Approve the appropriate letters.

Commissioner Walther voted affirmatively for the motion. Commissioners Bauerly,

Hunter, McGahn II, Petersen and Weintraub dissented.

2. Failed on a vote of 3-3 to:

- a. Find reason to believe that Robert E. Kirkland violated 2 U.S.C. § 441a(a)(1)(A).
- b. Find reason to believe that Kirkland for Congress and Ronald H. Kirkland, in

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his official capacity as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b).

- c. Take no action at this time as to Ronald H. Kirkland in his personal capacity.
- d. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated September 27, 2010 as amended to delete the common vendor analysis and reference to the Protect Colorado Jobs MUR.
- e. Authorize the use of compulsory process in this matter.
- f. Approve the appropriate letters.

Commissioners Bauerly, Walther and Weintraub voted affirmatively for the motion.

Commissioners Hunter, McGahn II, and Petersen dissented.

3. Decided by a vote of 6-0 to:

Close the file and send the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther and Weintraub voted affirmatively for the decision.

Attest:

December 3, 2010
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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