

RECEIVED  
FEDERAL ELECTION  
COMMISSION

2011 MAR 18 AM 11:45

CELA

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 6322  
Tommy Sowers; Tommy Sowers for )  
Congress and John P. Heisserer, in his )  
official capacity as treasurer; Square, Inc. )

CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on March 15, 2011, the Commission decided by a vote of 6-0 to take the following actions in MUR 6322:

1. Dismiss the allegations that Tommy Sowers for Congress and John P. Heisserer, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 114.2(f) in connection with the acceptance of corporately-facilitated contributions.
2. Dismiss the allegations that Square, Inc. violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 114.2(f) by facilitating the making of contributions.
3. Dismiss the allegations that Tommy Sowers for Congress and John P. Heisserer, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) in connection with the acceptance of the Square card reader devices.
4. Dismiss the allegations that Square, Inc. violated 2 U.S.C. § 441b(a) in connection with the provision of Square card reader devices to Tommy Sowers for Congress.
5. Find no reason to believe that Tommy Sowers for Congress and John P. Heisserer, in his official capacity as treasurer, violated 2 U.S.C. § 439a(b).
6. Find no reason to believe that Tommy Sowers violated the Act.
7. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated December 20, 2010 subject to edits previously circulated.

11044291690

8. Approve the appropriate letters.

9. Close the file.

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

Attest:

March 17, 2011  
Date

Shelley E. Gann  
Shelley E. Gann  
Deputy Secretary of the Commission

11044291691