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Commissioner Walther voted affirmatively for the motion. Commissioners Bauerly, Hunter, McGahn II, Petersen, and Weintraub dissented.

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

- a. Find reason to believe that American Association of Physician Specialists, Inc., American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, and William J. Carbone violated 2 U.S.C. § 441b(a).
- b. Find reason to believe that American Association of Physician Specialists, Inc. PAC and Stephen Montes, in his official capacity as treasurer, violated 2 U.S.C. § 434(b).
- c. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 13, 2010 subject to previously circulated edits.
- d.
- e.
- f. Approve the appropriate letters.

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

Attest:

February 4, 2011
Date

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

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