

J. Blair Richardson

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March 5, 2018

Via email and USPS

Lisa J. Stevenson
Acting General Counsel
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

Attn: Claudio J. Pavia

RE: MUR 6334 (Aristotle International, Inc.)

Dear Ms. Stevenson,

This is in response to your letter dated February 28, 2018, received March 2, 2018, enclosing the General Counsel's 19-page Brief in MUR 6334. As stated in your letter and enclosure, the Brief states the position of the General Counsel on the legal and factual issues resulting from the Commission's investigation of the administrative complaint filed by Aristotle International, Inc.'s commercial competitor, NGP Software, Inc., on July 20, 2010. In short, the General Counsel is recommending that the Commission find probable cause to believe that Aristotle's sale of its campaign finance accounting and reporting software, Aristotle 360, violated the "sale and use" provision of the Federal Election Campaign Act, 52 U.S.C. § 30111(a)(4). The matters described in your Brief present significant and complex legal and factual issues.

Aristotle requests a three-month extension to file a responsive brief. This extension is necessary for several reasons:

- 1) The issues presented are complex and involve fundamental rights;
- 2) Aristotle's chief counsel for nearly 8 years on this MUR, Mr. Stephen Hershkowitz, former Assistant General Counsel at the Commission, believes that he is no longer able to provide adequate representation at this time due to personal reasons related to his age.
- 3) Mr. Hershkowitz has further advised me that, as this matter could lead to extended litigation, it is both prudent and necessary for Aristotle to find new outside counsel at

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this stage, to provide the requested responsive brief and to be prepared to see the matter through to conclusion.

- 4) Aristotle needs this extension to find new counsel, who will need additional time to assess the material gathered during the Commission's eight-year investigation and to respond to the complex issues raised in the General Counsel's 19-page Brief. The requested extension is my best estimate at this time, but may need to be adjusted after Aristotle has found and engaged new counsel, and that counsel has had an opportunity to review the enforcement file.

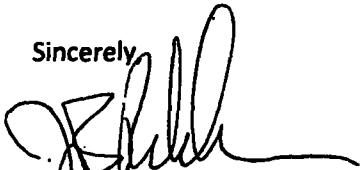
Accordingly, Aristotle requests access, for its new counsel, to the enforcement file of information gathered by the Commission in the course of its investigation in this matter.

Aristotle also requests an oral hearing before the Commission due to the complex history of this case, and the complex and significant legal issues raised by the General Counsel's Brief. The complexity of the issues was demonstrated in the two Statements of Reason issued in MUR 5625, which discussed the same issues raised in the General Counsel's Brief. The Commission's legal conclusions in this matter also are likely to have a significant impact on the many other entities that are using and offering data from the Commission's files through their proprietary software and over the Internet.

As requested by your letter as a condition to obtaining an extension and an oral hearing, Aristotle agrees to waive the applicable statute of limitations for the extension of time necessitated by the above requests.

If you have any questions, you may call me at (202) 365-5165.

Sincerely



J. Blair Richardson
General Counsel and Chief Privacy Officer

Cc: Stephen Hershkowitz, Esq.

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