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FEDERAL ELECTION  
COMMISSION

2011 MAY 26 PM 4: 47

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Friends of Christine O'Donnell and ) MUR 6371  
Matthew J. Moran, in his official capacity )  
as treasurer; Christine O'Donnell; Our )  
Country Deserves Better PAC - )  
TeaPartyExpress.org and Betty Presley, )  
in her official capacity as treasurer )

CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on May 24, 2011, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to take the following actions in MUR 6371:
  - a. Find reason to believe that Our Country Deserves Better PAC - TeaPartyExpress.org and Betty Presley, in her official capacity as treasurer, violated 2 U.S.C. §§ 441a(a)(2) and 434(b) by making and failing to disclose excessive in-kind contributions in the form of coordinated expenditures.
  - b. Find reason to believe that Christine O'Donnell violated 2 U.S.C. § 441a(f) by accepting excessive in-kind contributions in the form of coordinated expenditures.
  - c. Find reason to believe that Friends of Christine O'Donnell and Matthew J. Moran, in his official capacity as treasurer, violated 2 U.S.C. §§ 434(b) and 441a(f) by accepting and failing to disclose in-kind contributions in the form of coordinated expenditures.

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- d. Find no reason to believe that Our Country Deserves Better PAC - TeaPartyExpress.org and Betty Presley, in her official capacity as treasurer, violated 2 U.S.C. §§ 434(b), 441a(a)(2) or 441a(a)(8) by failing to report earmarked contributions and by making excessive contributions as a result of exercising direction or control over earmarked contributions.
- e. Find no reason to believe that Christine O'Donnell violated 2 U.S.C. §§ 441a(f) by accepting excessive in-kind contributions in the form of earmarked contributions.
- f. Find no reason to believe that Friends of Christine O'Donnell and Matthew J. Moran, in his official capacity as treasurer, violated 2 U.S.C. §§ 441a(f) or 434(b) by accepting or failing to disclose excessive in-kind contributions in the form of earmarked contributions.
- g. Authorize the use of compulsory process.
- h. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated March 25, 2011.
- i. Approve the appropriate letters.

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

Commissioners Hunter, McGahn II, and Petersen dissented.

2. Decided by a vote of 6-0 to take the following action in MUR 6371:

- a. Close the file.

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

Attest:

May 26, 2011  
Date

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

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