



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Alan Souter, Esq.  
Alan Souter, PLLC  
248 W 16<sup>th</sup> St.  
Tulsa, OK 74119

**MAR 22 2013**

RE: MUR 6542  
Reco Electric Co.

Dear Mr. Souter:

On March 30, 2012, the Federal Election Commission notified your client, Reco Electric Co., of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was forwarded to your client at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, on March 12, 2013, the Commission found no reason to believe that Reco Electric Co. violated 2 U.S.C. § 441b by making a prohibited corporate contribution to Mullin for Congress. The Factual and Legal Analysis, which more fully explains the Commission's decision, is enclosed for your information.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009).

If you have any questions, please contact Dominique Dillenseger, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Peter G. Blumberg  
Assistant General Counsel

Enclosure  
Factual and Legal Analysis

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**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

**RESPONDENT:** Reco Electric Co.

**MUR 6542**

**I. INTRODUCTION**

This matter was generated by a complaint filed with the Federal Election Commission by Morgan Anderssen-Williams, alleging a violation of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Reco Electric Co.

**II. FACTUAL AND LEGAL ANALYSIS**

The Complaint alleges that Reco Electric Co. violated the Federal Election Campaign Act of 1971, as amended ("the Act") by making a prohibited corporate contribution to Mullin for Congress and Debbie Dooley in her official capacity as treasurer ("Committee"). Compl. (Mar. 19, 2012); *see* 2 U.S.C. § 441b.

Corporations are prohibited from making contributions in connection with a federal election, and candidates are prohibited from knowingly accepting or receiving corporate contributions. *See* 2 U.S.C. § 441b(a); 11 C.F.R. § 114.2(b)(1). Contributions that present genuine questions as to whether they were made by a prohibited source, such as a corporation, may be either deposited or returned to the contributor within ten days. 11 C.F.R. § 103.3(b)(1). If the contribution is deposited, the treasurer must make his or her best efforts to determine the legality of the contribution. *Id.* If the contribution cannot be determined to be legal, the treasurer must refund the contribution within 30 days of receipt. *Id.*

Committee disclosure reports do not reflect a contribution from Reco Electric Co. Instead, the Committee reports receiving a contribution from a similarly-named entity: Reco Enterprises. The Committee's 2011 July Quarterly Report shows a receipt of \$2,500 from Reco

1 Enterprises on June 29, 2011 and a refund in the same amount on June 30, 2011, well within the  
2 permissible time period for refund.<sup>1</sup> Counsel for Reco Enterprises and Reco Electric Co.  
3 submitted copies of checks and deposit slips to corroborate the Committee's report. *See* Reco  
4 Resp. at 1.

5 Therefore, the Commission found no reason to believe that Reco Electric Co. violated  
6 2 U.S.C. § 441b by making a prohibited contribution to Mulkin for Congress.

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<sup>1</sup> Jerry Reed, owner of Reco Enterprises and Reco Electric Co., subsequently made a \$2,500 contribution to the Committee on July 1, 2011. *See* 2011 October Quarterly Report; Reco Resp. at 1 (June 18, 2012). There is no allegation and we are aware of no evidence suggesting that the funds used to make this contribution were reimbursed from corporate sources.