



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Chris Key

MAR 22 2013

Tulsa, OK 74133

RE: MUR 6542
Superior Wood Floors, Inc.

Dear Mr. Key:

On March 30, 2012, the Federal Election Commission notified you, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by Superior Wood Floors, Inc. A copy of the complaint was forwarded to you 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 Superior Wood Floors, Inc. 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 Dillensager, 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: Superior Wood Floors, Inc.

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 Superior Wood Floors, Inc.

II. FACTUAL AND LEGAL ANALYSIS

The Complaint alleges that Superior Wood Floors, Inc. violated the Federal Election Campaign Act of 1971, as amended ("the Act") by making a prohibited a 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.*

Superior Wood Floors acknowledges having made the contribution. *See* Superior Woods, Inc. Resp. (May 23, 2012). The Committee admits, and its disclosure reports show, that the Committee received a contribution from Superior Wood Floors, Inc. The Committee asserts,

1 and its reports reflect, however, that this impermissible corporate contribution was timely
2 refunded. See Mullin Resp. at 5-7. The Committee's 2011 July Quarterly Report shows a receipt
3 of \$1,000 from Superior Wood Floors, Inc. on June 27, 2011 and a refund in the same amount on
4 June 30, 2011, well within the time period for permissible refund.

5 Therefore, the Commission found no reason to believe that Superior Wood Floors, Inc.
6 violated 2 U.S.C. § 441b by making a prohibited corporate contribution to Mullin for Congress.

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