

BEFORE THE FEDERAL ELECTION COMMISSION

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COMMISSION

In the Matter of)
)
 Jeremy Johnson; John E. Swallow; Arvin)
 Lee Black; Atia Black; Matthew Black;) MUR 6850
 Friends of Mike Lee and Mike McCauley)
 in his official capacity as treasurer)

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CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission executive session, do hereby certify that on November 18, 2014, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
 - a. Find reason to believe that Jeremy Johnson knowingly and willfully violated 52 U.S.C. § 30116(a) (formerly 2 U.S.C. § 441a(a)) and 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f) by making excessive contributions in the names of others to Friends of Mike Lee.
 - b. Find reason to believe that John Swallow knowingly and willfully violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f) by making excessive contributions in the names of others to Friends of Mike Lee.
 - c. Find reason to believe that Arvin Lee Black violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f).
 - d. Take no action at this time as to the allegations that Atia Black, Matthew Black, or Friends of Mike Lee and Mike McCauley in his official capacity as treasurer violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f) and 52 U.S.C. § 30116(f) (formerly 2 U.S.C. § 441a(f)).
 - e. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated October 16, 2014.
 - f. Authorize the use of compulsory process.
 - g. Approve the appropriate letters.

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

Commissioners Goodman, Hunter, and Petersen dissented.

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

- a. Find reason to believe that Jeremy Johnson violated 52 U.S.C. § 30116(a) (formerly 2 U.S.C. § 441a(a)) and 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f) by making excessive contributions in the names of others to Friends of Mike Lee.
- b. Find reason to believe that John Swallow violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f) by making excessive contributions in the names of others to Friends of Mike Lee.
- c. Find reason to believe that Arvin Lee Black violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 441f).
- d. Take no action at this time as to the allegations that Atia Black, Matthew Black, or Friends of Mike Lee and Mike McCauley in his official capacity as treasurer violated 52 U.S.C. § 30122 (formerly 2 U.S.C. § 411f) and 52 U.S.C. § 30116(f) (formerly 2 U.S.C. § 441a(f)).
- e. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated October 16, 2014 subject to the edits last circulated by Commissioner Hunter's Office with respect to the Factual and Legal Analysis for Arvin Lee Black and Commissioner Weintraub's Office with respect to the Factual and Legal Analyses for Jeremy Johnson and John Swallow.
- f. Authorize the Office of General Counsel to make technical and conforming edits.
- g. Authorize the use of compulsory process.
- h. Approve the appropriate letters.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

November 20, 2014
Date

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