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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Jeremy Johnson

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MUR 6850

SECOND GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 16, 2015, the Commission found probable cause to believe that Jeremy Johnson knowingly and willfully violated 52 U.S.C. § 30122 and 52 U.S.C. § 30116(a), provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"), by making excessive contributions in the names of others. Certification re Office of the General Counsel's Notice to the Commission Following the Submission of Probable Cause Brief, MUR 6850 (Johnson) (Apr. 17, 2015). The Commission authorized probable cause conciliation and approved a conciliation agreement that included a \$210,000 civil penalty. Certification re Proposed Conciliation Agreement for Probable Cause Conciliation, MUR 6850 (Johnson) (Apr. 17, 2015).

On April 21, 2015, Johnson, who is not represented by counsel, received the Commission's probable cause findings and proposed conciliation agreement. We have corresponded by email and had three phone calls with Johnson since that notification and have repeatedly encouraged him to submit a counteroffer. As of this writing, Johnson has yet to do so.

Because Johnson's violations would begin to be lost to the statute of limitations in June 2015, we informed Johnson that if we did not receive his counteroffer by May 18, 2015, the Commission would proceed to consider whether to file suit. We also advised him that if he needed more time, he could toll the statute of limitations, and we provided him with a 30 day tolling agreement to do so. Johnson signed a 30 day tolling agreement on May 15, 2015.

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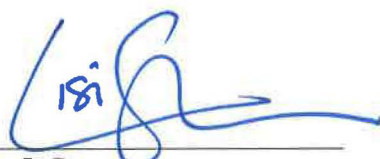
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Therefore, based on the legal analysis set forth in the General Counsel's Brief, dated March 11, 2015, which is herein incorporated by reference, we recommend that the Commission authorize the Office of General Counsel to file suit against Jeremy Johnson.

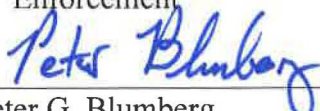
III. RECOMMENDATIONS

1. Authorize the Office of General Counsel to file a civil suit for relief in the United States District Court against Jeremy Johnson.
2. Approve the appropriate letter.


June 3, 2015
Date


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