



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

1 MEMORANDUM

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3 TO: The Commission

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5 FROM: Lisa Stevenson *LJS/kg*  
6 Acting General Counsel

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8 Kathleen Guith *kmg*  
9 Associate General Counsel for Enforcement

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11 Mark Shonkwiler *MS*  
12 Assistant General Counsel

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14 Antoinette Fuoto *AF*  
15 Staff Attorney

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17 SUBJECT: MUR 6920 (American Conservative Union, *et al.*)

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19 RE: Office of the General Counsel's Notice to Commission and Respondents  
20 Following the Submission of Probable Cause Briefs  
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23 On August 29, 2017, the Office of the General Counsel ("OGC") notified American  
24 Conservative Union ("ACU") that it was recommending that the Commission find probable  
25 cause to believe that ACU violated 52 U.S.C. § 30122 and 11 C.F.R. § 110.4(b)(1)(ii) by  
26 knowingly permitting its name to be used to make a contribution in the name of another.<sup>1</sup>  
27 OGC's notification included a General Counsel's Brief setting forth the factual and legal basis  
28 for the recommendation. On September 12, 2017, ACU submitted a Reply.<sup>2</sup>  
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30 Pursuant to the Agency Procedure Following the Submission of Probable Cause Briefs by  
31 the Office of General Counsel, 76 Fed. Reg. 63,570 (Oct. 13, 2011), OGC is hereby notifying the  
32 Commission that it intends to proceed with the recommendation to find probable cause to believe  
33 that ACU violated 52 U.S.C. § 30122 and 11 C.F.R. § 110.4(b)(1)(ii) based on the factual and  
34 legal analysis set forth in the General Counsel's Brief.  
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<sup>1</sup> See 52 U.S.C. § 30109(a)(3); 11 C.F.R. § 111.16(a); *see also* Agency Procedure Following the Submission  
fo Probable Cause Briefs by the Office of General Counsel, 76 Fed. Reg. 63,570 (Oct. 13, 2011).

<sup>2</sup> See ACU Probable Cause Brief Reply (Sept. 12, 2017).

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1           A copy of this Notice is being provided to the Respondents at the same time that it is  
2           circulated to the Commission.

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4           **RECOMMENDATION**

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6           Find probable cause to believe that American Conservative Union violated 52 U.S.C. §  
7           30122 and 11 C.F.R. § 110.4(b)(1)(ii).

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