

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 6955 and 6983
 New Day for America: Office of)
 General Counsel's Notice to the)
 Commission Following the Submission)
 of Probable Cause Brief)

CERTIFICATION

I, Vicktoria J. Allen, recording secretary for the Federal Election Commission executive session on March 23, 2021, do hereby certify that the Commission failed by a vote of 2-4 to take the following actions in MURs 6955 and 6983:

1. Find probable cause to believe that New Day for America and J. Matthew Yuskewich, in his official capacity as treasurer, violated 52 U.S.C. §§ 30116 and 30118(a) and 11 C.F.R. § 100.72(a) by making prohibited and excessive in-kind contributions to John Kasich and Kasich for America in connection with funding testing-the-waters activities.
2. Find probable cause to believe that New Day for America and J. Matthew Yuskewich, in his official capacity as treasurer, violated 52 U.S.C. §§ 30116 and 30118(a) by making prohibited and excessive in-kind contributions to John Kasich and Kasich for America in connection with coordinated communications.

Commissioners Broussard and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, Trainor, and Walther dissented.

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Certification for MURs 6955 and 6983
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Attest:

Vicktoria Allen Digitally signed by Vicktoria
Allen
Date: 2021.03.31 14:01:33 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the Commission