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OR

August 25, 2016

PLEASE REFERENCE OUR
FILE NUMBER ON ALL
CORRESPONDENCE

VIA E-MAIL DELIVERY: drawls@fec.gov; jjordan@fec.gov
Mr. Jeff S. Jordan, Assistant General Counsel
Attn: Donna Rawls, Paralegal
Office of Complaints Examination and Legal Administration
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 7101
Diane Hendricks
Our File No.: 2035-007

Dear Mr. Jordan:

Leo Law Firm, LLC is counsel to Ms. Diane M. Hendricks. On or about July 25, 2016, the Federal Elections Commission ("FEC") notified Ms. Hendricks by letter of a complaint (the "Complaint") filed by two organizations called Free Speech for People and Campaign for Accountability, among others, against ten so-called "super PACs." While Ms. Hendricks is not named as a target of the complaint, her name does appear one time (on page 28 of the complaint) as someone who contributed to a super PAC called Freedom Action Partners Fund, Inc.

The Complaint does not accuse Ms. Hendricks of any wrongdoing, so it is unclear why the FEC sent her the letter alleging that she "may have violated" federal campaign finance laws. Nevertheless, because the letter invites a response and in the spirit of cooperation, we are providing the following information to the FEC on Ms. Hendricks' behalf.

On May 13, 2016, Ms. Hendricks made a \$2 million contribution to Freedom Action Partners Fund, Inc. This contribution was consistent with federal campaign finance laws as interpreted by both the FEC and the federal courts. See, e.g., *McCutcheon v. FEC*, 572 U.S. ___, 134 S.Ct. 1434, nt. 2 (2014) ("A so-called 'Super PAC' is a PAC that makes only independent expenditures and cannot contribute to candidates. The base and aggregate limits govern contributions to traditional PACs, but not to independent expenditure PACs."). The Complaint readily acknowledges that fact. Further, the Complaint also concedes that the Freedom Action Partners Fund's receipt of Ms. Hendricks' contribution was permissible.

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