

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 7125
 Debbie Wasserman Schultz for Congress)
 and Lawrence Wasserman in his official)
 capacity as treasurer; Debbie Wasserman)
 Schultz; Democratic National Committee)
 and Andrew Tobias in his official)
 capacity as treasurer;)
 SKDKnickerbocker; Hilary Rosen; Raul)
 Alvillar; Ryan Banfill; Dave Beattie;)
 Garret Bonosky; Kay Brown; Kate)
 Houghton; Ali Khan; April Melody; Luis)
 Miranda; Steven Paikowsky; Marc)
 Paustenbach; Ed Peavy; Tracie Pough)

AMENDED CERTIFICATION

I, Vicktoria J. Allen, recording secretary of the Federal Election Commission executive session, do hereby certify that on July 13, 2021, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to:
 - a. Dismiss the allegation that Debbie Wasserman Schultz for Congress and Lawrence Wasserman in his official capacity as treasurer violated 52 U.S.C. § 30104 by failing to report in-kind contributions and 52 U.S.C. § 30116(f) by accepting excessive in-kind contributions.
 - b. Dismiss the allegation that Debbie Wasserman Schultz violated 52 U.S.C. § 30116(f) by accepting excessive in-kind contributions.
 - c. Dismiss the allegation that the Democratic National Committee and Andrew Tobias in his official capacity as treasurer violated 52 U.S.C. § 30104 by failing to report in-kind contributions and 52 U.S.C. § 30116(a)(2)(A) by making excessive in-kind contributions.
 - d. Find no reason to believe that the Democratic National Committee and Andrew Tobias in his official capacity as treasurer violated 52 U.S.C. § 30116(d) by making contributions in a primary election.

- e. Find no reason to believe that Debbie Wasserman Schultz violated 52 U.S.C. § 30124(a) by fraudulently misrepresenting campaign authority.
- f. Dismiss the allegation that SKDKnickerbocker, Hilary Rosen, Raul Alvillar, Ryan Banfill, Dave Beattie, Garret Bonosky, Kay Brown, Kate Houghton, Ali Khan, April Mellody, Luis Miranda, Steven Paikowsky, Marc Paustenbach, Ed Peavy, and Tracie Pough violated the Act.
- g. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated May 7, 2019, subject to the edits circulated by Chair Broussard's Office on June 17, 2021 at 10:01 a.m.
- h. Approve the appropriate letters.
- i. Close the file.

Commissioners Broussard and Walther voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, Trainor, and Weintraub dissented.

2. Decided by a vote of 4-2 to:
 - a. Dismiss the allegations as to all respondents pursuant to *Heckler v. Chaney*, 470 U.S. 821 (1985).
 - b. Approve the appropriate letters.
 - c. Close the file.

Commissioners Broussard, Cooksey, Walther, and Weintraub voted affirmatively for the decision. Commissioners Dickerson and Trainor dissented.

Attest:



Vicktoria Allen Digitally signed by Vicktoria Allen
Date: 2021.07.28 14:55:28 -04'00'

Vicktoria J. Allen
Acting Deputy Secretary of the
Commission