

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 7220
 Make America Great Again PAC, f/k/a)
 Donald J. Trump for President, Inc., and)
 Bradley T. Crate in his official capacity)
 as treasurer; Donald J. Trump; Trump)
 Make America Great Again Committee)
 and Bradley T. Crate in his official)
 capacity as treasurer)

CERTIFICATION

I, Laura E. Sinram, Acting Secretary and Clerk of the Federal Election Commission, having reviewed the audio recording of the executive session of the Federal Election Commission for July 27, 2021, do hereby certify that on July 27, 2021, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:
 - a. Find reason to believe that Make America Great Again PAC, f/k/a Donald J. Trump for President, Inc., and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30104(b)(8) and 11 C.F.R. § 104.3(d) by failing to accurately disclose its debts and obligations.
 - b. Find no reason to believe that Make America Great Again PAC, f/k/a Donald J. Trump for President, Inc., and Bradley T. Crate in his official capacity as treasurer violated 11 C.F.R. § 102.9(e)(1) by failing to employ acceptable accounting methods to distinguish between contributions received for different elections.
 - c. Dismiss the allegation that Donald J. Trump violated 52 U.S.C. § 30102(e) by failing to timely file his Statement of Candidacy.

- d. Dismiss the allegation that Make America Great Again PAC, f/k/a Donald J. Trump for President, Inc., and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30103(a) by failing to timely file its Statement of Organization.
- e. Approve the relevant sections of the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated July 13, 2021.
- f. Enter conciliation with Make America Great Again PAC, f/k/a Donald J. Trump for President, Inc., and Bradley T. Crate in his official capacity as treasurer prior to a finding of probable cause to believe.
- g. Approve the proposed Conciliation Agreement, as recommended in the First General Counsel's Report dated July 13, 2021.
- h. Approve the appropriate letters.

Commissioners Broussard, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented.

2. Failed by a vote of 3-3 to:

- a. Find reason to believe that Make America Great Again PAC, f/k/a Donald J. Trump for President, Inc., and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) and 30116(f) by knowingly accepting and failing to properly report contributions received after the 2016 general election in excess of the Trump Committee's net debts outstanding.
- b. Find reason to believe that Trump Make America Great Again Committee and Bradley T. Crate in his official capacity as treasurer violated 52 U.S.C. § 30116(f) and 11 C.F.R. § 102.17(c)(6)(i) by knowingly accepting and allocating contributions after the 2016 general election in excess of the Trump Committee's net debts outstanding.
- c. Direct the Office of General Counsel to draft an appropriate Factual and Legal Analysis.
- d. Approve compulsory process.

Commissioners Broussard, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Cooksey, Dickerson, and Trainor dissented.

3. Failed by a vote of 3-3 to:

- a. Dismiss the allegations pursuant to *Heckler v. Chaney*.
- b. Issue appropriate letters.
- c. Close the file.

Commissioners Cooksey, Dickerson, and Trainor voted affirmatively for the motion.

Commissioners Broussard, Walther, and Weintraub dissented.

4. Decided by a vote of 6-0 to:

- a. Close the file.
- b. Issue appropriate letters.

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



Attest:

Laura
Sinram

Laura E. Sinram
Acting Secretary and Clerk of the
Commission

Digitally signed by Laura
Sinram
Date: 2021.08.05 13:18:40
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