BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

18044445472

Applegate for Congress and Jennifer May in her official capacity as treasurer; Douglas L. Applegate (RADREF 17L-23) MUR 7223

CERTIFICATION

)

I, Laura E. Sinram, recording secretary of the Federal Election Commission executive

session, do hereby certify that on March 06, 2018, the Commission took the following actions in

the above-captioned matter subject to the Notice of Errata Memorandum to the Commission

dated January 3, 2018:

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

MUR # <u>734</u>

1.

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- a. Open a MUR in RAD Referral 17L-23.
- b. Merge that new MUR with MUR 7223.
- c: Find reason to believe that Applegate for Congress and Jennifer May in her official capacity as treasurer violated 52 U.S.C. § 30104(b).
- d. Find no reason to believe that Douglas L. Applegate personally violated the Act or Commission regulations as alleged.
- e. Approve the attached Factual and Legal Analysis, as recommended in the First General Counsel's Report dated January 2, 2018.
- f. Enter into conciliation with Applegate for Congress and Jennifer May in her official capacity as treasurer prior to a finding of probable cause to believe.

Federal Election Commission Certification for MUR 7223/RADREF 17L-23 March 6, 2018

- g. Approve the conciliation agreement, as recommended in the First General Counsel's Report dated January 2, 2018.
- h. Approve the appropriate letters.

Commissioners Walther and Weintraub voted affirmatively for the motion.

Commissioners Hunter and Petersen dissented.

- 2. Decided by a vote of 4-0 to:
 - a. Open a MUR in RAD Referral 17L-23.
 - b. _Merge that new MUR with MUR 7223:,
 - c. Find reason to believe that Applegate for Congress and Jennifer May in her official capacity as treasurer violated 52 U.S.C. § 30104(b).
 - d. Find no reason to believe that Douglas L. Applegate personally violated the Act or Commission regulations as alleged.
 - e. Approve the attached Factual and Legal Analysis, as recommended in the First General Counsel's Report dated January 2, 2018 and subject to the edits circulated by the Offices of Commissioners Hunter and Petersen on March 1, 2018.
 - f. Enter into conciliation with Applegate for Congress and Jennifer May in her official capacity as treasurer prior to a finding of probable cause to believe.
 - g. Approve the conciliation agreement, as recommended in the First General Counsel's Report dated January 2, 2018
 - h. Approve the appropriate letters.

Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the

decision.

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3|8/18 Date

Attest:

am Laura E. Sinram

Deputy Secretary of the Commission