



FEDERAL ELECTION COMMISSION
Washington, DC 20463

MEMORANDUM

February 21, 2019

TO: The Commission

FROM: Lisa J. Stevenson *LJS*
Acting General Counsel

Stephen Gura *SG*
Deputy Associate General Counsel

Jin Lee *JL*
Acting Assistant General Counsel

CJ Pavia *CP*
Attorney

SUBJECT: MURs 7058, 7228, & 7233 (Duncan D. Hunter for Congress, *et al.*)
Respondent Request for Abeyance of Investigation

On April 24, 2018, the Commission found reason to believe that Rep. Duncan D. Hunter, Margaret Hunter, and Duncan D. Hunter for Congress and Chris Marston in his official capacity as treasurer (the "Committee") violated 52 U.S.C. § 30114(b) by converting campaign funds to personal use and that the Committee violated 52 U.S.C. § 30104(b)(6)(A) by failing to accurately report disbursements.¹ The Commission notified each Respondent of its findings and commenced an investigation.

¹ Certification, MURs 7058, 7228, & 7233 (Duncan D. Hunter for Congress, *et al.*) (Apr. 26, 2018).

MURs 7058, 7228, & 7233 (Duncan D. Hunter for Congress, *et al.*)

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17 information produced at the trial, including witness testimony and exhibits. For these reasons,
18 we believe it is prudent to hold the investigation in abeyance and seek tolling. Although neither
19 Rep. Hunter nor Margaret Hunter has requested abeyance as of this date, if the Commission
20 approves this request, we intend to offer them a full abeyance in exchange for tolling.

21 **RECOMMENDATION:**

22 Hold the investigation in full abeyance until the conclusion of the Hunters' criminal trial,
23 contingent upon each Respondent entering into an agreement to toll the statute of limitations for
24 the duration of the abatement.