



FEDERAL ELECTION COMMISSION
Washington, DC 20463

March 23, 2021

TO: The Commission

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SUBJECT: MUR 7271 (DNC)

RE: Office of General Counsel's Notice to the Commission
Following the Submission of Probable Cause Briefs

On January 13, 2021, the Office of General Counsel ("OGC") notified counsel for the Democratic National Committee and Virginia McGregor in her official capacity as treasurer (the "DNC" or "Respondent")¹ that it was prepared to recommend that the Commission find probable cause to believe that the DNC violated 52 U.S.C. § 30121(a)(2) and 11 C.F.R. § 110.20(g) by knowingly soliciting an in-kind contribution from a foreign national.² OGC's notification included a General Counsel's Brief setting forth the factual and legal basis for the recommendation. On March 15, 2021, the DNC submitted a Reply Brief.

¹ On January 29, 2021, the DNC amended its Statement of Organization to identify its treasurer as Virginia McGregor. DNC, Amend. Statement of Org. at 1 (Jan. 29, 2021). At the time OGC served the General Counsel's Brief, the DNC's treasurer was William Derrough. DNC, Amend. Statement of Org. at 1 (Nov. 6, 2020).

² Email from Saurav Ghosh, FEC, to Marc E. Elias and Graham M. Wilson, Perkins Coie LLP, Counsel for the DNC (Jan. 13, 2021).

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Pursuant to the *Agency Procedure Following the Submission of Probable Cause Briefs by the Office of General Counsel*, 76 Fed. Reg. 63,570 (Oct. 13, 2011), OGC is hereby notifying the Commission that it intends to proceed with the recommendation to find probable cause to believe that Respondent violated the Federal Election Campaign Act of 1971, as amended, based on the factual and legal analysis set forth in the General Counsel's Brief. A copy of this Notice is being provided to Respondent at the same time that it is circulated to the Commission.

For the reasons set forth in the General Counsel's Brief, the Commission should proceed with finding probable cause to believe that the DNC knowingly solicited an in-kind contribution from a foreign national.

RECOMMENDATION:

Find probable cause to believe that the Democratic National Committee and Virginia McGregor in her official capacity as treasurer violated 52 U.S.C. § 30121(a)(2) and 11 C.F.R. § 110.20(g) by knowingly soliciting an in-kind contribution from a foreign national.